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February 18th 2014

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RE : MAGNOTTA, Luka Rocco
DOB: 1982-07-24

Mr. Leclair,

At your request, I have conducted a forensic psychiatric assessment of Mr. Luka Rocco Magnotta, specifically regarding the possibility that he may fulfill criteria under section 16 of the Criminal Code of Canada. I understand that Mr. Magnotta has been charged with the following: first degree murder of Mr. Jun Lin, indignity to the body of Mr. Jun Lin, possession for the purpose of fabrication of obscene matter, use of mails for transmitting anything obscene and criminal harassment against Stephen Harper. Mr. Magnotta is alleged to have committed these offenses on or about May 25th 2012.

Mr. Magnotta is a 31-year-old single man who is currently detained at the Rivière-des-Prairies Detention Center in Montreal. He was arrested in Berlin on June 4th 2012. He was extradited to Canada on June 18th 2012 and has been detained since that time.

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QUALIFICATIONS OF THE EXAMINER

I have attached a copy of my curriculum vitae, which states my qualifications to perform this examination.

STATEMENT OF NON-CONFIDENTIALITY

I first met Mr. Magnotta at the Prison Hospital Berlin on June 18th 2012 at the request of the *Service de Police de la Ville de Montréal* (SPVM). Dr. Thomas Barth, Mr. Magnotta's treating psychiatrist at the prison hospital, had insisted that Mr. Magnotta be accompanied by a psychiatrist during his return to Canada, otherwise Mr. Magnotta would not be released to Canadian officials. I had been approached and accepted to fill this role. Upon first meeting Mr. Magnotta, I immediately informed him of this role, specifically that I was present to accompany him during the flight to Canada (along with the police detectives who were placing him under arrest and would be processing him through the Criminal Justice System on his return). I informed him that although I was a psychiatrist and that my role would be to monitor his mental state, his safety and to give him medication that had been prescribed by his psychiatrist in Berlin during the flight to Canada, I would not have any treating role with him once we arrived in Canada. I informed him that due to the exceptional nature of his case, I could be asked to testify in the future regarding my role during his return to Canada. I added that any personal notes that I kept documenting my observations and his statements could become evidence in court proceedings. Mr. Magnotta expressed understanding and cooperated during this first meeting. However, during the flight to Canada, Mr. Magnotta expressed in a polite fashion when I tried to solicit information from him that he wished not to make any statements.

Upon meeting Mr. Magnotta on September 14th 2012, I informed him that I had accepted the request of his lawyer to conduct a forensic psychiatric assessment of him regarding his current charges. I explained to him that my role would be different from that of the accompaniment during the flight from Berlin to Montreal. I explained to him that I would not have any treating role with him. I explained to him that all information that he provided to me could be used in my assessment and could be presented to the court in the form of a report and court testimony. Mr. Magnotta expressed understanding and cooperated during the entire evaluation process.

I also informed all of the collateral sources I interviewed, including Mr. Magnotta's family members, of my role as an evaluator and the absence of a treatment relationship

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with him. They were all made aware before proceeding with our interviews that any information provided could be presented in court either in my report or during sworn testimony.

NOTE ABOUT USE OF DIAGNOSTIC CRITERIA:

The vast majority of interviews and collateral information in this case were obtained while psychiatric diagnostic criteria for mental disorders from the Text-Revised Fourth Edition of the Diagnostic and Statistical Manual (DSM-IV-TR), of the American Psychiatric Association, was still authoritative. Since May 2013, an updated version, the DSM-5, has been released. In keeping with current practices and until DSM-5 reaches general acceptability within the field and in the courts, all diagnoses and criteria in this report will be formulated under DSM-IV-TR.

SOURCES OF INFORMATION

1. Psychiatric interviews of Mr. Magnotta on the following dates: September 14th (one hour and twenty minutes), October 10th (two hours), November 12th (three hours and forty-five minutes), December 3rd (four hours), December 12th (three hours), December 27th (four hours and forty-five minutes) 2012, January 11th (approximately two hours), January 15th (three hours), January 29th (four hours and thirty minutes), February 6th (two hours), February 20th (one hour), March 1st (three hours), May 29th (three hours) and September 12th 2013 (one hour and ten minutes). Total interview time: 38 hours and 30 minutes.
2. Telephone interview with Mrs. Phyllis Yourkin, Mr. Magnotta's grandmother, on September 4th 2013 for 20 minutes.
3. Telephone interview with Dr. Allan Tan, Mr. Magnotta's former family physician, on July 3rd 2013 for 15 minutes.
4. Summary provided to Montreal police of evidence collected by the *Police Nationale* in France, dated April 8th 2013.
5. Summary of Montreal police interview of Mr. Jean-Christophe Robert of Paris, France, on April 13th 2013.

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6. Berlin police summary (in German) of interview with Mr. Rubert Franz of Berlin, Germany, on April 5th 2013.
7. Montreal police summary of interview of Mr. Rubert Franz of Berlin, Germany, on April 5th 2013.
8. *Procès-verbal*/Declaration by Mr. Jean-Christophe Robert to the *Police Nationale* in Nanterre, France on June 1st and 3rd 2012 and April 8th 2013.
9. Preliminary Hearing transcripts (March 11-15, 18-21 and April 8-12th 2013).
10. Printed transcript of testimony by Dr. Yann Dazé, Forensic Pathologist, during the preliminary inquiry on March 18th 2013.
11. Medical records from the Rivière-des-Prairies Detention Centre from June 19th 2012 to September 12th 2013.
12. Telephone interview with Dr. Robert Weinstein, Mr. Magnotta's former psychiatrist, on February 27th 2013 for 10 minutes.
13. Telephone interview with Anna Yourkin (Mr. Magnotta's mother) on February 20th 2013 for 35 minutes.
14. Telephone interview with Melissa Newman (Mr. Magnotta's sister) on February 18th 2013 for one hour and ten minutes and August 29th 2013 for five minutes.
15. Telephone interview with Romeo Salta (Mr. Magnotta's former Attorney in New York City) on February 14th 2013 for 25 minutes.
16. Telephone interview with Leslie Burke (a former classmate of Mr. Magnotta) on February 13th 2013 for 15 minutes.
17. Interview with Mr. Donald Newman (Mr. Magnotta's father) on January 4th 2013 at the *Institut Philippe-Pinel de Montréal* for one hour and twenty minutes.
18. Toxicology report dated October 11th 2012 by Catherine Lavallée, chemist and forensic toxicologist.
19. Autopsy report by Dr. Yann Dazé, Forensic Pathologist, dated July 19th 2012.

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20. Discharge report from Prison Hospital Berlin dated June 18th 2012 by Dr. Thomas Barth, M.D., Psychiatrist.
21. Personal notes of the undersigned, documenting the extradition of Mr. Magnotta from June 16th to 18th 2012.
22. Medical records from the Jewish General Hospital, Montreal, from April 17-20th 2012.
23. Police report from the Berlin Police concerning Mr. Magnotta's arrest and investigation by Berlin Police.
24. E-mail from John Kilbride (johnkilbride95@yahoo.co.uk) to Sun talkback (e-mail) dated December 10th 2011.
25. Ontario Disability Support Program records for Mr. Magnotta from July 2001 to April 2011.
26. Records of Craig Penney, Attorney, pertaining to Mr. Magnotta (written notes) dated February 19th 2011.
27. Records of Romeo Salta, Attorney, regarding Mr. Magnotta (e-mails) from January 8th to January 25th 2011.
28. Medical records of Mr. Magnotta at the Mount Sinai Medical Center, Miami Beach Florida from January 20th 2011 to January 21st 2011.
29. Medical records for Mr. Magnotta at the North York General Hospital, Toronto, from August 1st 2004 to February 23rd 2011.
30. Summary of Mr. Magnotta's complaints of criminal harassment to Toronto Police in November 2009 and August 2010.
31. *Proces-verbal*/Declaration by Mr. Magnotta to the *Police Nationale* in Paris, France concerning a sexual assault and theft he suffered on October 12th 2010.
32. Medical records for Mr. Magnotta at the Doctor's Office (family physician) from May 23rd 2007 to October 26th 2009.

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33. Medical records of Mr. Magnotta at the Rouge Valley Health System, Scarborough Ontario, from February 28th 2003 to June 26th 2009.
34. Video interview of Mr. Magnotta with Mr. Joe Warmington, Toronto Sun journalist in 2007: <http://www.torontosun.com/videos/1663745829001>
35. Medical records for Mr. Magnotta at the Uptown Health Centre from July 20th 2005 to September 20th 2007.
36. Medical records for Mr. Magnotta at the St. James Town Health Centre, Toronto, from October 30th 2003 to May 10th 2005.
37. Records concerning Mr. Magnotta at the Canadian Mental Health Association and Harrison House (group home) from August 27th 2001 to November 2003.
38. Medical records of Mr. Magnotta at Habitat Services from March 21st 2003.
39. Medical records of Mr. Magnotta from the Toronto East General Hospital from February 11th 2002 until April 15th 2002.
40. Medical records from the Scarborough General Hospital for Mr. Magnotta from 15th of July 2002 to October 19th 2002.
41. Medical records of Mr. Magnotta at the Peterborough Regional Health Centre from April 11th 2001 to August 29th 2001.
42. Medical records of Mr. Magnotta at the Ross Memorial Hospital (Lindsay, Ontario) from April 18th 1999 to July 19th 2003.
43. Ontario Ministry of Education records and student transcripts of Eric Newman (Mr. Magnotta) from 1998 to 2000.
44. Toronto District School Board records of Eric Newman (Mr. Magnotta) from 1995-1998.
45. Crown disclosure including the following data and video contained on CD's, DVD's and one computer flash drive:

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- V1 – Police interrogation of Mr. Magnotta on June 18th 2012 from 22:26 to 00:20 hours June 19th 2012
- V2 – Police interrogation of Mr. Magnotta on June 19th 2012 from 07:53 to 12:13 hours
- V3 – Video surveillance of Bhaji Voila 977 St. Catherine West, Montreal, on May 26th 2012
- V4 – Video surveillance at the *Aéroport Trudeau de Montréal*, May 26th 2012
- V5 – Video surveillance of the Internet Café Berlin on June 4th 2012
- V6 – Video surveillance of *Les Ailes de la Mode*, 677 St. Catherine on May 26th 2012
- V7 – Mr. Lin's digital photo album
- V8 – Mr. Lin's photos of the gay pride parade in the Quebec City
- V9 – Data from Mr. Lin's iMac computer
- V10 – Data from Mr. Lin's iPad
- V11 – Assemblage of video surveillance from 5720 Décarie (Mr. Magnotta's apartment building, May 24th to May 26th 2012
- V12 – Video surveillance from *Pharmacie Jean-Coutu*, May 25th 2012
- V13 – Video surveillance of the *Aéroport Trudeau de Montréal*, May 26th 2012
- V14 – Security video of 2121 Saint-Mathieu (Mr. Lin's apartment building)
- V15 – Cellular public Mobile
- V16 – *Portable dans les vidanges* (portable phone found in garbage)
- V18 – *Liens internet* (internet links)
- V19 – Video « So this is Christmas » (video of kittens being suffocated)
- V20 – Afterwards one and two/imagine (videos after suffocation of kittens)
- V21 – “Bath time lol 2” (video of a cat being drowned)
- V22 – “Snake vid” (video of a cat being fed to a python) December 3rd 2011
- V23 – Investigative copy Toronto Police Services (Video identical to V19)
- V24 – Crown Tech / Sony camera, source video of the murder and dismemberment of Mr. Lin
- V25 to V30 – Individual sequences of video surveillance of 5720 Décarie
- V31 – *Données Internet*/Internet files (includes thousands of emails)
- V32 to V38 – Video surveillance of Mr. Lin at his place of work, a dépanneur, on May 24th 2011 from 12:00 to 15:00 hours
- V39 – Video of KGB interview of Eric Schorer, superintendent of 5720 Décarie
- V40 – Police video of grey suitcase (containing Mr. Lin's torso) outside 5720 Décarie on May 29th 2012
- V41 – Police video of inside apartment 208 at 5720 Décarie on May 30th 2012
- V42 – Police video from Angrignon metro station to Parc Angrignon on July 1st 2012 showing location and images of the remains of Mr. Lin's head

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- V43 – Ottawa police files and photos (mailings to the Conservative and Liberal Party offices)
- V45 – Ottawa police file defence (further investigation by Ottawa Police).
- V46 – iPhone Jun Lin
- V47 – List of telephone calls for various cell phone numbers
- V48 – Video surveillance of the bus station Eurolines Gallieni
- V49 – Video surveillance of Place Clichy
- V50 – Video surveillance of the hotel Novotel Paris, France
- V51 – Video surveillance *Aéroport Charles de Gaulle*, France
- V52 – Interview with Rupert Frantz April 5th 2013-12-03 V53
- V53 – Video surveillance of 5720 Décarie including sequences from May 16-26th 2012
- V54 – Data on Samsung cell phone seized from Mr. Magnotta in Berlin
- V55 – Data on Mr. Magnotta's LG cell phone seized in Paris
- SCM 12/011 defence disk/flash drive, including the audio police interviews with civilian witnesses including the following family members of Mr. Magnotta: Phyllis Yourkin (grandmother), Elden Yourkin (uncle), Anna Yourkin and Melissa Newman. Includes Interview of Mr. Thomas Murphy (a client of Mr. Magnotta). Also includes all official police reports including those of the principal investigators, Sergeant-detectives Michel Bourque and Claudette Hamelin. Also includes investigation and photos of human remains sent to schools in False Creek and St. George in British Columbia.
- CD of interview between Mr. Magnotta and Alex West, journalist for the London Sun Newspaper, in December 2011 at Mr. Magnotta's hotel room
- CD including a video police interview with Dong Dong Zhou (a close friend of Mr. Lin) on May 31st 2012,
- DVD showing surveillance video of 5720 Decarie on May 18-19th 2012

RELEVANT BACKGROUND INFORMATION

Mr. Magnotta was born Eric Kirk Newman on July 24th 1982 in Scarborough, Ontario, oldest child of Mrs. Anna Yourkin and Mr. Donald Newman. His parents were married shortly before he was born at the ages of 16 and 17 years respectively. Mr. Magnotta has a ten-month younger brother, Conrad, and a sister five years his junior, Melissa. Mr. Magnotta described that due to their age and socio-economic difficulties, his parents moved around quite a bit when he was young. Early in his life, they lived with his father's parents and later on with his mother's parents. His mother stayed at home with

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the children and his father supported them with a factory job. His mother preferred that the children not spend time with Newman family, according to Mr. Magnotta and his father. Mr. Magnotta's sister, Melissa, informed me that the children and their mother moved into their maternal grandmother Phyllis's basement after their parents separated and father left when Mr. Magnotta was about nine or ten years old. Later, they moved into an apartment along with his mother's boyfriend, Leo, in Toronto. Mr. Magnotta went to live with his grandmother Phyllis when he was 16 years old to escape the verbal and physical abuse of his mother's boyfriend Leo.

Mr. Magnotta described his grandmother as having doted on him and having preferred him to his other siblings (his sister and father later confirmed this). His parents and brother were quite jealous of his close relationship to his grandmother. During his childhood and early adulthood he would call his grandmother on a daily basis and came to feel that his grandmother was a mother figure to him. He felt like his mother was more like a big sister. At times, Mr. Magnotta stated that his grandmother had in fact raised him. She would often dress him in her clothes. Mr. Magnotta said that he went everywhere with his grandmother and slept with her when he was younger.

When asked about his mother, Mr. Magnotta said that she was obsessed with cleanliness and often wore a surgical mask when he was young. He went on to describe excessive cleaning behaviours and her insistence that the children wash their hands repetitively, leading to skin irritation. At times, she would lock the children out of the car or out of the house. When they lived in Peterborough, he recalled having rabbits and her putting them outside in the winter, leaving them to freeze to death. He recalled begging her to bring them in and having the impression that his father seemed powerless to have any influence over this course of action. Mr. Magnotta recalled that when he was about 6 years old and still had difficulty not wetting the bed at night, his mother would put him in diapers. He recalled kicking and trying to resist her doing this. Mr. Magnotta also described his mother tying his brother to a chair in his room "when he was bad." He recalled being scared of his mother because she had "big red nails" when he was about 7 or 8 years old. He and his brother were homeschooled by her until they were almost in their teens when his paternal grandparents insisted that the children be enrolled in school.

Mr. Magnotta stated that although he often has bad memories of his relationship with his mother he feels conflicted. Often during our interviews he insisted, "She is not a horrible person." He was very preoccupied at times that his version of his childhood memories might tarnish his relationship with family members who he loved and with whom he wished to remain in contact.

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When asked to describe his father, Mr. Magnotta said, “He became an alcoholic because of the Yourkin family.” He added that his father was never abusive to him or his siblings. His mother told him when he was younger that his father was jealous, had threatened to kill her and would watch her with binoculars, but Mr. Magnotta did not believe this. His father was quiet while drinking and he would sometimes play video games with him. His father was arrested at one point and was fired for drinking at work. The family then lost their house and had to move to a hotel when he was about 9 years old. They initially moved in with Mr. Magnotta’s paternal grandparents. His paternal grandmother was upset that the children were not attending school. He said that at times, school officials would come and check on the homeschooling. His mother would buy school supplies and books for them shortly before this. Upon his paternal grandmother’s insistence, his mother finally registered them for school. Later on, his father began to have his own mental health difficulties and his parents separated.

PAST FAMILY PSYCHIATRIC HISTORY

Mr. Magnotta stated that many members of his father’s family have had health and drinking problems. His paternal grandfather was aggressive in general. This side of the family was “put together, respectable and had money.” Mr. Magnotta’s father suffers from schizophrenia and has been receiving psychiatric treatment since Mr. Magnotta was about 12 years of age. Mr. Magnotta stated that his father takes a “powerful antipsychotic medication” (Clozapine, a particularly effective antipsychotic with many side effects) and early on in his illness appeared like a “zombie.” He was often in and out of hospital and thought that Mr. Magnotta’s mother’s family was trying to kill him. He was often in car accidents and had had seizures. Mr. Magnotta recalled that his father slept and smoked excessively, and had difficulty paying attention. At times, his cigarette butts would accumulate and he feared that his father could burn the house down by accident.

Mr. Magnotta stated that he was not sure if his mother had ever suffered from any mental health problems or received any treatment. In an early interview, he shared the belief that his mother secretly wanted the children to be abducted and went on to describe an incident where he was fearful of a man outside and wanted to come back inside the house. His mother sent the children outside, even though they said that they had seen a strange man. He described his brother as a “bad alcoholic” who has often been arrested for drinking and driving. He has no relationship with his brother because he feels the later is “not honest, he can’t keep secrets and he takes from others. He is selfish and when I have tried to help him, he has said homophobic things. At one point, he stayed at

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my apartment, ate my food and did not pay rent. He told people I was gay before I was ready.” Their sister later confirmed that their brother had disclosed Mr. Magnotta’s homosexuality without his permission. He added, “I feel guilty because I never helped him. He is like this because of his childhood.” Mr. Magnotta mentioned that his brother would stick up for him at school when other kids teased him because he looked “like a girl.”

Mr. Magnotta went on to describe his maternal grandfather’s sisters as “alcoholics” and that they “said crazy things, they are pathological liars.” For example, a second cousin by the name of “little Luba” travels coast to coast showing paranormal and alien paraphernalia, according to Mr. Magnotta. He went on to add that she told the Toronto police that he had asked her how to drug people and that this was untrue. He added that she is a “troublemaker and causes drama in the whole family.”

EDUCATIONAL HISTORY

Mr. Magnotta was enrolled in grade 6 when he was about 10 or 11 years old. He was able to read and write at this point. Right from the start, the other children made fun of him and “tortured me.” He had very bad memories of this period of his life when other kids would call him “gay” and “faggot.” They would mess up his hair and he would try to be nice to them by giving them chewing gum to make them stop, with limited results. He recalled at times he would cry and the other children would call him a baby. He recalled that he felt like an outcast and no one would talk with him except “three disabled wheelchair kids.” He recalled being pushed around and that the class monitors were somewhat dismissive of him. Other kids would laugh at his clothing. His parents did not have much money and bought clothing at Value Village.

Mr. Magnotta changed schools in grade 7. He continued to be ostracised by his peers. He tried to hide out in a library at lunch and believed that everyone hated him. As they got older, he and his brother were less close and his brother did not stick up for him as much, even though he was bigger and less intimidated than Mr. Magnotta by other children. His mother would not allow them to have friends at home. He failed grade 8.

Mr. Magontta had initially been placed in special education classes when he first began school because of his difficulty with reading and math. He recalled that different professionals may have evaluated him but could not remember what the results of this had been. When he was in special education classes, his mother attempted to attend and

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was told to leave because she was thought to be intrusive and was suspected of stealing money from the library as well as writing bad checks.

Mr. Magnotta stated that he moved schools when he began high school. He remembered that he was still shy, often cried and was picked on by peers and teachers alike. He was scared to talk in front of the class because when laughed at and often felt humiliated. He did not have any disciplinary problems and was not aggressive with other children. He felt like a fly on the wall. He recalled that as he got older, his fear of public speaking diminished. Later on in high school, he began to hang out with “loud troublemaker kids” and started to get over some his shyness. Later he switched schools and was in regular classes most of the time, but had low grades. He dropped out in grade 11 at about the age of 17 years old, because of his worsening mental health. When asked to describe what he meant, he said that he was not “feeling well mentally. I had poor concentration. I was feeling sick and hearing things.” At times, he would skip school with a friend because his grandmother would not permit him to socialize with this friend after school. He did not do any drugs and was not involved in any delinquent behaviour.

Mr. Magnotta recalled that when he was in high school, he began to become very interested in Marilyn Monroe after discovering a book about her in the library and completing a book report about her. He began to strongly identify with her and he watched all of her movies. When I asked why he identified with her so much, he said that he felt they had much in common, for example she had been abused and “she is sexual.” She posed in many magazines, as he did later on. When he was younger he felt quite ugly and when imagining himself being beautiful like her, he felt better. He also described that she changed her name to Marilyn Monroe and he had changed his name as well. He often thought of having cosmetic surgery done because she had done so and believed this would help him forget about the past and incite people to like him. He added, “When I think of Marilyn, it calms me down. I wanted people to understand and love me.” Mr. Magnotta said that his family would talk about her and his uncle had a picture of her.

Mr. Magnotta went to Thompson Internet College at about the age of 19 years of age, trying to complete his high school degree. After about four months, he lost interest. In 2007, he attempted an academic bridging program at the University of Toronto but could not “understand any of it” and dropped out after two weeks. In 2010, he attempted a program to become a real estate agent but he was refused entry because he did not have his grade 12 equivalency, “couldn’t do makeup classes and couldn’t concentrate.”

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Mr. Magnotta's educational records indicate that he had significant difficulties with spoken and written language, math skills, confidence and social interactions when he was first enrolled in school in 1993 at the age of 11. He was described as polite, courteous and introverted. During a psychological evaluation performed in 1995, intelligence testing measured his verbal, performance and full-scale IQ as being average. Mr. Magnotta's cognitive abilities were described as likely being a "low estimate" given his newness to the educational system, testing and his lack of confidence. He was noted to have difficulty with decision-making, problem solving, and thinking for himself. He seemed to hold himself apart from other kids due to negative self-evaluation and high sensitivity to criticism. He seemed to be more comfortable in groups of girls. He seemed to be "uncomfortable around emotions."

Mr. Magnotta was evaluated as "underfunctioning by at least two academic years and had language dysfunction" according to documents outlining his placement in a Communications special education program beginning in grade 9 (high school). By 15-16 years of age, he continued to receive special educational programming and was described as being hardworking, having a positive attitude and showing good effort and home study habits. His oral language and math skills continued to be weak. His peer relationships were increasing his self-esteem. His grades in grade 9 through 12 were mostly between 50-75%, with failures in several classes.

I spoke to Mrs. Leslie Burke who knew Mr. Magnotta while they attended school together in grade 7 and 8. They shared the same class in grade 7. He was in special education classes for reading and adults seemed to go out of their way to engage him. She described him as a "sad little kid" who was small, immature and "odd" for his age. He tended to spend time with other socially awkward kids or children with cerebral palsy. He was in fact "almost too odd to be a target" for bullying. He did not speak much, was shy and was preoccupied with his hair that he slicked back and would not allow anyone to touch. He became agitated if others were in his personal space and was so easily upset that other kids avoided him.

OCCUPATIONAL HISTORY

Mr. Magnotta described obtaining his first job at the age of 17 after dropping out of high school. He worked for a temporary agency, initially working on an assembly line making pamphlets. He worked the night shift and often fell asleep. He only kept this job for a month. Later, he moved equipment out of a warehouse but only lasted about a week, as he was not physically strong enough. He then got a job from his uncle working at a deli.

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He only worked for two months as people complained about his sandwich making. He had difficulty getting to work because he often stayed up late the night before and was “not feeling well” (he had begun to have symptoms of mental illness). At the age of 18, he worked at a grocery store and lasted less than a month before being fired. He was not able to understand the job, did not show up at times and was “feeling stressed.” He then worked at the Great Canadian Bagel restaurant and lasted a little over a month but again the stress of this job was too much for him to continue.

Mr. Magnotta stated that he was on welfare and then began receiving Ontario Disability Support Program (ODSP) payments due to his mental health problems at the age of 18 or 19. During his twenties, he moved cities a few times, for example to New York City in 2008 and then back to Toronto in 2010. Upon returning to Toronto he sought out his ODSP payments again. When Mr. Magnotta moved to Montreal in March of 2011, he was able to obtain equivalent disability payments through the Quebec government. His psychiatrist in Toronto, Dr. Weinstein, wrote a letter helping him to obtain these benefits.

Mr. Magnotta said that he has worked under the table at times since his early twenties. Later, he began working as a prostitute and quickly became associated with an agent in the sex trade. He tried working at a gay club as a stripper and attempted to work in the gay pornography industry but only succeeded in doing a few videos. He also tried doing “webcams” (pornography through the internet).

RELATIONSHIP HISTORY

As a teenager, Mr. Magnotta had crushes on both girls and boys. He did not date. When asked, he said that he was unsure when he had had his first serious relationship, adding that most of his early intimate relationships were “just for sex.” He went on to add after some reflection that he had more of an emotional connection to a man named Ron when he was 25 years old. This was his most serious relationship. He also had a relationship with a man by the name of Natter who he met through his agent later on. Natter was not out of the closet and he and Mr. Magnotta did calls together (escorting). When asked to further describe his relationship with Ron, he stated that it felt nice and he thought that Ron loved him. They would often talk on the phone early in their relationship and Ron would bring him flowers. Mr. Magnotta said that he would have done anything for Ron and that he had never “felt that much love.” Despite this, his agent would tell Mr. Magnotta that Ron was using him. Mr. Magnotta admitted that although Ron may have loved him some, he loved Ron more.

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When I asked him again if he had any other relationships and specifically about a transgendered woman who had been interviewed by the media, he replied that he recalled having met a woman named Barbie through Natter. Mr. Magnotta said that she was an escort and would often talk to Mr. Magnotta on the phone about her own calls. He had sex with her a few times but he was uncomfortable around her because she liked to do cocaine and go to bars where he had stripped in the past. She would laugh at him if he was not able to have an erection and would complain because he would often decline have sex with her. This occurred approximately in 2006, when he was living in Toronto.

I asked Mr. Magnotta about another client who had also spoken under the veil of anonymity to the media and had often taken him on trips to Europe. Mr. Magnotta stated that this individual, John, was just a client and they had not had a romantic relationship.

SEXUAL HISTORY AND WORK IN THE SEX INDUSTRY

When asked, Mr. Magnotta stated that he was unsure whether he had suffered any sexual abuse when he was younger. He recalled an incident involving inappropriate sexual activity with an uncle or a paternal cousin on one occasion but he could not remember how old he had been. He remembered an uncle or a cousin on his father's side of family being arrested for molesting boys later on. When he was 5 or 6 years old, he and his brother would play naked and later, when they were 12 or 13 years old, they would show each other their genitalia and watch each other masturbate.

Mr. Magnotta first began working in the sex trade doing webcams in his early twenties. At the time, he believed that he was bisexual. He was motivated to do sex work because of living in subsidized housing and having financial difficulties. He was ashamed of having to steal food at times. He was often taken to food banks by his social worker because he could not make ends meet. He initially started doing webcam work but didn't continue because there were too many "crazy people." He then began working as a stripper in clubs in Toronto. He recalled initially being scared to go on stage. He recalled performing fellatio on the owner of the club and then being given drinks and a job. He danced at the club for about two months but did not believe he was very good at it. He often compared himself negatively to the other dancers who were much more muscular than him. He did not enjoy dancing on stage but found the one-on-one lap dances with clients more to his liking. He stopped working at the club because he was not making very much money and had to "pay everyone." One of the other strippers suggested that he start escorting and because he was feeling sleazy and did not like the drug addicts at the club, he moved on.

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Mr. Magnotta started prostituting as an escort privately with guys that he met at clubs. In the beginning, he had five to six clients per day. He continued escorting fairly steadily up until the end of May 2012. Early on, he became associated with an escorting agent who told him that he was his “best one.” Mr. Magnotta said that he had good stamina, looked young and in the beginning did everything that his agent asked him to. He did not feel that his agent was abusive and they were even “friends.” His agent would take a 20% cut of his earnings. Mr. Magnotta made about a \$1000 to \$2000 per week and used this money to help his family financially. He was able to live on his own and because of being scared of the “welfare buildings”, he was motivated to keep escorting.

Mr. Magnotta used his earnings as an escort to help his grandmother because she was living on a small pension. He would give her \$100 here and there and once gave her \$1000. He would buy her hearing aid or jackets. He recalled having promised her when he was younger that he would take care of her. At times, she would say that she did not need money but he would give it to her anyway. Mr. Magnotta added that he would often send money to his mother as well because her boyfriend, Leo, did not contribute financially to their living expenses even though he received a large worker’s compensation check. Mr. Magnotta stated with bitterness that Leo would laugh at his mother’s financial difficulties. Mr. Magnotta recalled that he took his mother on a vacation to the Bahamas in 2005 and this was the first time his mother had ever travelled.

At times, rich clients would offer M. Magnotta drugs including occasionally cocaine or alcohol. Most often he refused but sometimes he accepted. Over time, he felt “dirty, I often had STDs. Some days, I stayed at home and took more of my prescription pills and felt suicidal. On other days, I was taken on vacation by clients and felt good.” Mr. Magnotta commented that he became more and more exposed to dangerous people through his escorting and was sometimes raped. He sought out help from activists and agencies for sex workers. They helped him with clients and informed him who to contact in the police if he was raped. He stated that the regular police officers were often not much help but the Special Victims Unit (SVU) could be trusted. Mr. Magnotta recalled that a client had harassed him and made death threats. This client was arrested when he contacted the SVU. He recalled receiving little help from Paris police in 2010 when he made a complaint about a client who had assaulted and robbed him.

Mr. Magnotta stated that some of his clients would have violent fantasies. He would allow himself to be hit or tied up at times despite this making him very uncomfortable and not being a sexual preference for him. He occasionally had clients who wanted to be

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submissive and have Mr. Magnotta adopt a dominant role and he said that he did not much like this either. He added that 95% of the time, he was submissive to his clients.

Mr. Magnotta mentioned that he began trying to make inroads into the adult movie industry in 2005 after applying to an ad on the website Craigslist in Toronto. He was not very successful at this and only worked for six studios over about a four-year period. A lot of his regular clients liked to videotape their sexual contacts for their own private use and some would then go and post the videos online without Mr. Magnotta's consent. He admitted that the videos depicting regular consensual sex did not bother him but some videos were embarrassing, including one where he was tied up and whipped with a belt until he was bleeding and crying. Mr. Magnotta added, with hesitation and embarrassment, that sometimes clients would urinate him and would encourage him to include "scat" in their sexual relations (sexual acts involving defecation). Some of the videos posted online against his will involved these behaviours and embarrassed him. I asked Mr. Magnotta if he liked doing adult videos. He stated that he preferred partial nudity ones and not "hard-core." He added that when he did "hard-core" videos, he felt okay but now feels embarrassed knowing that people he knew can see them.

Mr. Magnotta said that he tried to get out of sex work a couple of times. He started dating a former client, Ron, who insisted they live in an apartment that Mr. Magnotta could not afford to contribute to financially. At Ron's insistence, he had stopped escorting. Mr. Magnotta began escorting again part-time in secret as he was not able to pay his part of the rent. In addition to his financial problems, the relationship with Ron soured and became abusive emotionally. Ron would sleep with other men in front of Mr. Magnotta. He was not able to leave Ron because he "loved him and did not want to be alone." His relationship with Ron was "on and off." Mr. Magnotta admitted that initially, he thought that Ron seemed like "prince charming, he said he loved me on the second date. I always wanted one person to never leave me and to be comfortable with. I wanted stop prostituting." Mr. Magnotta added that he and Ron often had verbal arguments and Ron could be intimidating and physically aggressive. He would punch holes in the door. He often "manhandled me." He finally ended the relationship when Mr. Magnotta returned from a trip to Russia with a client in 2010.

Mr. Magnotta stated that during his relationship with Ron, he came out to his family about his homosexuality, except to his grandmother. This was a very stressful experience for him. His family would make fun of effeminate gay men and often made homophobic comments and slurs. Mr. Magnotta admitted that he was quite feminine and that his grandmother sometimes commented, "You hold a glass like a faggot." She would sometime hide hairspray or throw out hair mousse when he was about 12 years old

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because according to her, Mr. Magnotta used “more than a girl.” Mr. Magnotta said that he believed his grandfather hated gay people “more than anything.” His family did not like how he dressed. He was sometimes made fun of because of his effeminate tone of voice, his hair, and the way he crossed his legs.

When asked, Mr. Magnotta initially said that he would only cross-dress when escorting, but then added that he would do so at the request of Ron who bought him lingerie. He also bought wigs for his escorting work. Mr. Magnotta admitted that cross-dressing has sexually aroused him in the past, but was not a preference. He stated that his mom would dress him at times in female clothing when he was younger. He would put on make-up and dress up in his mother’s clothing when she was not aware of this, perhaps around the age of 10. At the age of 16, he would try on his grandmother’s bras and started using mascara on his eyelashes. He had lots of acne and would use concealer to hide this. His grandmother and grandfather would give him “dirty looks” when he wore makeup.

I asked Mr. Magnotta if he had ever wondered whether or not he was the right gender. He responded that this had preoccupied him in the past. When he was a little boy, he played with Barbie dolls and liked his grandmother’s clothes, never wanted to leave her side and felt like he wanted to be a girl. When asked if he ever thought about going through a sex change, he said that he often felt confused but never seriously considered changing sex. When he was a teenager, he tried to date girls and tried hard to be attracted to them because that is what he was “supposed to do” but he would often fantasize about other guys during sex with girls and would have difficulty having an erection. His grandmother always said that he would have “a wife and she would live with us and our kids and I would look after her.” He said that sometimes he would do escorting calls with couples but it never worked well with the women because they would not like the fact that he was skinny. He said that he always felt more attracted to men. I asked why he had dated the girl that he had been accused of using for fraudulent purposes in 2003 and he replied that he was trying to act normal, felt confused and did not want the son of the family he was staying with to think he was gay. He said he wanted to like having sex with her but did not.

I asked Mr. Magnotta about content of his sexual fantasies and he admitted that in addition to more conventional homosexual acts he is sometimes aroused by “scat” because “it makes me feel closer to people.” He responded negatively when asked about having voyeuristic, exhibitionistic, pedophilic, sadistic or necrophilic fantasies. He admitted that in most of his relationships he tended to be “submissive” and sometimes fantasized and engaged in sexual activities where his sexual partner would humiliate him.

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Most of the time however, his fantasies and sexual activities with partners who were not clients involved “normal sex, not kinky; I often thought of making love.”

PAST MEDICAL HISTORY

Mr. Magnotta stated in an early interview that he is in relatively good physical health but has “stomach problems.” He is currently being treated with a medication for gastric reflux. When asked if he has ever had seizures, Mr. Magnotta responded negatively. He has never had a head injury. Mr. Magnotta described an episode where he had had a dystonic reaction (muscle stiffness) to antipsychotic medication and recalled feeling that the pharmacist was laughing at him when he had commented about it at the time.

I asked Mr. Magnotta if he had ever had cosmetic surgery. He replied that he had had a hair transplant and showed me the scars from this on the back of his head. He also had “Juvaderm” injections in his face and he has had his teeth whitened. Mr. Magnotta admitted that he exaggerated the extent of his cosmetic surgeries in video auditions for a reality TV show. When I asked him why he had sought out cosmetic surgery, he answered that he had never liked his body and people often commented about his skinniness. Sometimes he was even rejected by clients because of this. He wanted to be liked and had tried to gain weight over the years without success. He often felt ugly and inadequate since he was a young boy. He was afraid of “getting old and being thrown away.” He added, “A lot of people think I am vain, but now what’s important are real friends I have.”

LEGAL HISTORY

Mr. Magnotta reported that prior to the age of 18, he never had any legal problems. He was arrested and convicted in 2003 or 2004 for fraud. Mr. Magnotta explained that he had been living with a family at the time. The son of the family encouraged Mr. Magnotta to date the sister of a girl that the former was dating. Mr. Magnotta would talk with her on the Internet and would meet her in the shopping mall. He did not have any real interest in dating, however. At the insistence of the son, Mr. Magnotta would go into electronic stores with this girl and buy objects on her credit card. Mr. Magnotta admitted that she was “a bit sick and had a mental disability” and he and the son of the family he stayed with knew this. He admitted that this was selfish but they wanted things that they could not afford. Mr. Magnotta said that he felt ashamed of this behaviour, that it had been “stupid.” Although he may not have been well mentally at the time he

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insisted that he could not blame his behaviour on this and knew that it was wrong to cause her problems. He served sixteen days in jail and then performed nine months of community service. He was on probation for one year and his conditions included taking his medications and following the recommendations of his doctor. Aside from this incident and having stolen food on occasion when he was younger, he has never had any other problems with the law prior to June 2012.

When asked, Mr. Magnotta stated that he had never harmed animals prior to the incident when he videotaped the suffocation of two kittens. He stated that his paternal grandparents worked with veterinarians, had pet stores and he often went there with them. His grandparents had a dog and two cats and he “loved them.” Even as an adult, he often had pets (dogs, cats and birds) and bought clothes for them. He said, “Nobody accused me of mistreating them.” He added that he had even taken care of pigeons in the winter, keeping them indoors. He recalled being told that this practice was unsanitary and that he could become ill, but he was too concerned for them to care about this. He reiterated having been traumatized by the incident where his mother had put rabbits outside to freeze to death in the winter. He recalled at one point having two birds that were given to him by a boyfriend. He learned after they died that they were sensitive to drafts of air. He felt badly that he had not been able to care for them. When he kept dogs, they were sometimes unruly and would either rip up or pee on the carpet. He would simply give them away if he was not able to manage their behaviour.

SUBSTANCE USE HISTORY

When asked, Mr. Magnotta responded that he was not a regular user of alcohol and did not like drinking very much. He did not like the taste of alcohol, it made his “teeth hurt, and I cannot take it with medication.” He would sometimes drink with friends but often would just “hold a beer” a party, without drinking it. He has never had a blackout and has never had any problematic behaviour while drinking that put others at risk or could result in legal trouble.

Mr. Magnotta stated that smoking reduced his anxiety and sense of panic at times. He added, “My cigarettes are always there for me when everyone else has left me. Smoking makes me feel like Marilyn Monroe’s spirit is in me, like I’m her.”

Mr. Magnotta stated that he has not used illegal drugs on a regular basis. When escorting, clients would give him or tell him to try “this and that” but he would usually refuse. Mr. Magnotta went on to describe that his doctor often prescribed him sleeping

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pills. On occasion when feelings of hatred towards himself, feelings that he could not handle his life or that he could not handle “sleeping with one more pig”, he would take more than the prescribed dose and often had overdoses. He went on to recall tangentially a period when he was living at a group home when he often felt useless, abandoned, and a disappointment to his grandmother for not being straight. He would tell himself, “I am a useless faggot.”

When I brought Mr. Magnotta back to the subject of illegal drug use, he stated that he got scared a couple of times after being given cocaine by clients but he could not recall developing any psychotic symptoms (a loss of touch with reality). He stated that he has never developed a tolerance for illegal drugs. He added, “All I cared about was my cigarettes and my sleeping pills.” He stated that since he has been in jail, he has not used any illegal drugs or thought about trying to procure some.

PAST PSYCHIATRIC HISTORY

Mr. Magnotta informed me that the first time he ever consulted a psychiatrist occurred during his adolescence when his grandmother became concerned about his behaviour. She thought that he was on drugs. When asked to describe the symptoms he was having at the time, he replied that he was “talking loud, hearing things, feeling scared.” He said that it was a blur trying to remember all of the symptoms that he had had. When asked, he said that he was diagnosed with schizophrenia. I asked Mr. Magnotta if he had had further episodes of his schizophrenia over the years and he replied, “I blocked it all out.” When asked what he had learned about his diagnosis over the years, Mr. Magnotta stated, “it is my voices and I get suicidal.” Mr. Magnotta said that it was hard for him to accept that he had a psychiatric diagnosis because of fears that everyone would abandon him because of his illness. His father had become depressed when his family no longer wanted to see him after learning of his psychiatric illness. Mr. Magnotta said that he was embarrassed by his mental illness. He would not tell clients because they would think that he was “weird.” When asked what might cause them to think that he was so, he replied that he would sometimes panic or talk to himself while he was hearing voices.

When asked to describe his experience with mental illness further, Mr. Magnotta explained feeling that Marilyn Monroe’s soul was inside of him at times, “because she had lot of sex; when I dress up as her, sometimes I feel like she is making me more beautiful, I have a connection with her because of her childhood, I love her so much.” He would feel that she was doing things that he was doing. He wanted very much to in fact be her. His feeling of having Marilyn Monroe’s soul inside of him comes and goes. He

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went to Hollywood in 2008, kissed her star on a sidewalk and visited her crypt a few times causing him to feel particularly close to her. When asked if she had any special powers over him, he responded that she made him “more sexual, I feel stronger when she is in me and beautiful when I dressed as her and I have to know everything about her.”

I asked Mr. Magnotta if he suffered from symptoms of schizophrenia, according to criteria in the DSM-IV-TR, in addition to hallucinations, such as having delusions (fixed false beliefs). Mr. Magnotta responded that he did not know and when asked specifically about thought broadcasting, mind reading or mind control delusions, he added, “I don’t know, this is hard.” He eventually mentioned that others could tell that he was sick because they would look at him in strange ways. At times in 2003 or 2004, he felt that people might be watching him with cameras. When asked if he ever had ideas of reference, he gave a vague answer that seemed to indicate that he did not believe that he had had such symptoms. During one interview in January 2013, Mr. Magnotta told me that while living in Harrison House (a group home) in 2003 or 2004, he made calls complaining about being followed and was threatened with arrest if he did not stop. Afterwards, he felt that someone in the government was watching him because he had printed out information about Aldrich Ames and Robert Hanssen, notorious Cold War spies. He showed this to his grandfather. The belief that the government was following him came and went over the years. In 2007 it was particularly strong. He thought that his phone was being bugged and that he had to move every few months. He thought that he was being spied on because he was “a hooker. They wanted to track where I was going.” When crossing the border into the U.S., he interpreted customs officers asking about his criminal record as having some link to this.

I asked Mr. Magnotta if he tended to take his medications as prescribed and he responded that he did, usually. However, he was unsure about the year 2008. He said that in 2009 he was taking his medication and would have symptoms “on and off.” When living in New York City in 2010 he was taking medications, but a client took them from him for a few weeks before he was able to obtain more. He was not sure if he took medications after moving back to Toronto in 2011 and did not see a psychiatrist. He saw a psychiatrist at the Montreal General Jewish Hospital in April 2012, and prior to this, he had last seen one before moving to Montreal in early 2011. Mr. Magnotta stated that since moving to Montreal, he was not taking any medication regularly but that he may have had some leftover Risperidone (an antipsychotic) and Temazepam (an anxiolytic/sedative). When he felt “sick”, he would take one or two of his Risperidone or Temazepam pills. He recalled hearing voices telling him to kill himself at times when living in Montreal and that he would wander “around the city; I felt lost and scared, feeling I was being watched.” He believed that people were looking at him out of their

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windows. He often stayed in his apartment and do not go out to work as an escort because he felt scared. He even put tape over the peep-hole in his apartment door. He took medication mostly to help him sleep. When asked, he could not recall the last time that he had taken any psychiatric medication prior to his arrest.

I asked Mr. Magnotta during our December 12th 2012 interview if he was scared that people were out to get him because they thought that he was the author of the cat-killing videos. He said that he received some death threats and was often scared about many things. Some of his clients were quite obsessive. He admitted to getting online threats because of the videos. He tried to ignore them but said that at times he felt that was “having a nervous breakdown, having a lot of stress.” He commented again that he had moved frequently over the years. When asked if he would move at times because he was afraid being harmed by people angry about the cat videos, he responded that he did not know. Sometimes he moved apartments because he would get complaints about his clients coming and going and other tenants could hear them having sex through the walls. I asked him why he decided to move to Montreal. He answered that he wanted to get away from a lot of people on Craigslist. His agent had posted his real name online because he had stopped working for him and was working independently. He added that he had lots of enemies in Toronto, such as other escorts who would post information about him online so that he would not get business.

I asked Mr. Magnotta why he decided to change his name. He told me that he wanted to get a “new start” in 2005 or 2006. He initially got the idea after some friends told him that that he looked more like a “Luka” after his picture appeared in a gay magazine, rather than “Jimmy” (one of his escort stage names). When asked how he came to choose the names “Rocco” and “Magnotta”, he said that he chose the former because he wanted to “feel more Italian” and a lot of people used to call him “white trash.” An aunt of his is married to an Italian man who left a positive impression on him. Mr. Magnotta later told me that he got his last name from a brand of red wine. He said that at the time, he was trying to get away from the family that he was staying with when he had been arrested and convicted of fraud. He felt harassed by the son of this family because the later did not want him to talk to the police during his trial.

On December 27th 2012, I asked Mr. Magnotta if he felt close to or identified strongly with movie stars other than Marilyn Monroe. He said that he felt close to or inspired by Eva Gardner, but less so than with Marilyn Monroe. While in Toronto and working as an escort in 2008 or 2009, he began calling himself Sharon, after the actress Sharon Stone. He watched all of her movies but did not feel that her soul was inside of him.

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Mr. Magnotta commented in February 2013 about having episodes of sleepwalking. Previous boyfriends would lock the bedroom door because of this. He would wake up and would be in the middle of eating something or he would wake up in the morning and see “fruit cups empty.” He commented on one occasion “waking up with tobacco and cigarette in my mouth and all over my clothes.” I asked him if he was certain that he had been sleeping and he answered, “It was in the middle of the night, I was in a daze, I don’t remember putting things in my mouth. It happened all the time, smoke alarm woke me up, I had food on the stove and I didn’t remember making food. Maybe I was awake but drowsy then fell asleep.” I asked him if he would have been sedated from using his medications or from taking drugs or alcohol and he said, “no, I don’t like drugs.” These incidents started when he was living with his mother and stepfather during his teens. He described that he could recall at one point opening a lock, feeling like he was in a dream and ending up in the hallway. “It was like I was watching myself do it, like a panic. I remembered fear, being scared, it feels a little bit like an alien abduction.” Upon inquiry, Mr. Magnotta said that he could not remember if he had episodes like this in May 2012.

I reviewed the criteria for several personality disorders with Mr. Magnotta, according to the DSM-IV-TR. I started by screening for histrionic personality traits. He answered affirmatively when asked if he thought that he had a consisted pattern of attention seeking and excessive emotionality beginning early in the adulthood and present in a variety of contexts. He added, “I have a hard time when people leave me because I can’t be alone. I feel abandoned. A lot of time I did escorting to be with someone because I felt alone.” Mr. Magnotta endorsed feeling uncomfortable when he was in situations where he was not the center of attention, in particular when he was with his family. When he was with clients, it was not the same and he did not necessarily feel this way with other people. When asked if the large volume of Internet postings he made could be an example of him seeking attention, he admitted to doing so but that this embarrassed him. He explained that, “I write things to make it sound like I’m a celebrity.” I asked if he sometimes interacted with others in a way that was provocative or excessively sexually seductive and he said, “Yes, it’s really important for me to make sure I look good, if I don’t think I’m good looking, I felt ugly.” He was in agreement that he consistently used physical appearance to draw attention to himself. He said that perhaps with some people, he might have a style of speech that was excessively impressionistic and lacking detail but not during interviews that he did with journalists. He said that he sometimes was theatrical or behaved dramatically and this embarrassed him. In an attempt to avoid being hurt by other people’s judgements of him, he had invented things about himself that were not true. Mr. Magnotta agreed that he is very suggestible and easily influenced by others. He said that he falls easily in love and has “problems reading people, knowing if people

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like me or not and I might consider relationships to be more intimate than they really are.”

I assessed Mr. Magnotta as well for narcissistic personality traits. When I summarized the general pattern of grandiosity, need for admiration, and the lack of empathy that narcissistic individuals tend to have, he said, “I do care for others but I have been conceited in the past into myself because I don’t have confidence.” I explored if he had a grandiose sense of his self-importance and would perhaps exaggerate achievements or talents in order to get recognized, even though he did not have the commensurate achievements. He said that at times he wanted to be something that he was not, such as an actor or a model, and he tried very hard and needed for people to like him. When asked if he was preoccupied with fantasies of unlimited success, power, brilliance, beauty, or ideal love, he reported, “I used to when I did interviews and shows but then I started to not feel alone.” When I asked if he believed that he was an important, famous or powerful person at the time, he said that he did. Mr. Magnotta said that he do not believe that he was special or unique and could only be understood or should associate with high status people adding, “look at my current friends.” When asked if he ever had arrogant or haughty behaviours or attitudes, Mr. Magnotta said, “Sometimes but not now. In the past when I was with clients who treated me like shit, I learned to be a bit tough. To survive, they always want to push you to do more, they lie to you, they often walk all over you and take advantage of me. I tried to be someone else to protect myself.” Mr. Magnotta did not endorse having other narcissistic personality traits.

I asked Mr. Magnotta about borderline personality traits. He said that he would sometimes make frantic efforts to avoid being abandoned. He endorsed having a marked and persistently unstable self-image or sense of self. He stated that he was impulsive when it came to buying clothing or other articles related to his personal appearance, despite not necessarily having the funds. He said that he sometimes was reckless in his sexual relationships but “more when I was younger.” He described having a chronic feeling of emptiness. He did not endorse other borderline personality traits.

I asked Mr. Magnotta whether he had a tendency to lie or try to manipulate others for personal gain or to obtain things and he said that he did not think so. When asked why he had said to his lawyer, Craig Penney, that he had a son in Peterborough, he responded that he did not know. He volunteered that he had been untruthful about his sexual orientation when younger. He wanted people to think he was bisexual and not completely gay due to negative attitudes he experienced from of his family regarding his sexuality.

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SUMMARY OF ONTARIO DISABILITY SUPPORT PROGRAM (ODSP) RECORDS FROM 2001 TO 2011

Mr. Magnotta's first applied for ODSP at the age of 18. The application assessment by his psychiatrist, Dr. Carlyle, noted that Mr. Magnotta was hearing voices, having visual hallucinations, he was withdrawn and anxious, and was taking antipsychotic medications. Dr. Carlyle documented Mr. Magnotta's most severe symptoms as being a lack of insight (not recognising the extent of his mental illness), perceptual problems (such as hallucinations) and thinking problems (for example delusions or disorganisation). In his handwritten letter requesting ODSP benefits, Mr. Magnotta stated that he wouldn't leave home due to fears that people were watching him and wanted to kill him. He also complained of hearing voices in his head telling him to hurt himself. He named his illness as being "Schitsophrenia", which caused him to feel "paranoid", have "mental spells" and fear that people were poisoning his food at times. He spoke of sedation and apathy that medication was causing him.

SUMMARY OF MR. MAGNOTTA'S MEDICAL RECORDS PRIOR TO HIS ARREST IN JUNE 2012

Mr. Magnotta's first evaluation for mental health problems was at the age of 18, according to available records. After making several visits to the Lindsay, Ontario Community Crisis service, meeting with a worker named Debbie Johnston and not keeping an appointment with a physician, a crisis worker referred him to the Ross Memorial Hospital emergency department on April 19th 2001. He was reportedly having auditory and visual hallucinations, but refused to talk about them. The worker reported that he seemed quite perplexed. The worker who referred him directly to the emergency department and a previous worker with the crisis service felt at times that Mr. Magnotta may have been "making his problems up", but could not "put her finger as to what the problem is." He had been kicked out by his relatives in Barrie, could not hold down a job and was "very hyperanxious." He had presented to a hospital in Peterborough the day before looking for benzodiazepines (anti-anxiety medication). When the doctor went to talk with him, Mr. Magnotta's grandmother was present in the room and was confronting him about the purpose of his visit to emergency. He answered that he had a sore throat. The doctor noted that he had an impacted molar and referred him to a dentist, but wrote in the chart that Mr. Magnotta's presentation was quite bizarre and he was unable to make a diagnosis.

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Mr Magnotta's next visit to the Ross Memorial Hospital emergency department occurred on August 27th 2001 after he took an overdose of 60 Clonazepam 0.5 mg tablets (benzodiazepine). He had been living at Harrison House, a group home for patients with mental illness, specifically schizophrenia. The staff there had noted that he was not behaving normally and discovered that his pill bottle for this medication was empty. Although he was somnolent in emergency, he reported having not taken an overdose. He was held involuntarily in hospital overnight and received activated charcoal and an antidote medication in order to try and counteract the potentially life-threatening effects of the overdose. At the time, his daily medications included: Olanzapine 20mg at bedtime (antipsychotic), Clonazepam 1mg at bedtime, and Perphenazine 4mg at bedtime (antipsychotic).

Dr. Robert Weinstein summarized Mr. Magnotta's history of mental health problems at some length in a psychiatric consultation on October 26th 2009. He had become isolated, stayed away from friends, had difficulty concentrating and dropped out of school before the end of grade 11, at 19 years old. He thought that he was being watched wherever he went. It got to the point where he was covering his windows in his room due to these thoughts. According to Dr. Weinstein's summary, Mr. Magnotta told him that he had then begun to hear voices that were initially somewhat bewildering to him. The voices then became almost continuous. He became frustrated and would get aggressive at home, but the nature of this behaviour was not explained. His mother called an ambulance a few times and he was taken to the Scarborough General Hospital when he was about 22 years of age, resulting in his first psychiatric admission. He was initially treated with the antipsychotic Olanzapine and Mr. Magnotta reported that it reduced his auditory hallucinations and his paranoia. He was eventually discharged after two weeks on a medium dose of this medication. Following this, he believed that a friend of his brother was putting extra Olanzapine in his food and in his drinks. He became "like a zombie." He was having difficulty moving his arms and walking. He was so sedated that he was drooling. He was readmitted a few weeks after his first admission to the Scarborough General Hospital and his Olanzapine was reduced. He told doctors and his mother about the concerns about his brother's friend but according to Mr. Magnotta, no one took his beliefs at face value.

Eventually, Mr. Magnotta's father took him to see his own psychiatrist, Dr. Sooriabalan, who had been treating his father's schizophrenia for some time. Mr. Magnotta's medication was changed to Risperidone. Following this Mr. Magnotta reported that things had been going "quite good." He later told Dr. Weinstein that there had been times when he had quit the medication but in the last few years before his 2009 consult, he had realized that it was helpful to him and he had been quite compliant with it. At the

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time of the consult in October 2009, he was taking 4 mg a day of Risperidone as well as 2 mg per day of Cogentin (medication to reduce muscular rigidity, a potential side effect of Risperidone). At the time he reported that he was feeling no ill effects, slept well, had a good appetite, and was able to concentrate when he was not under stress. He told Dr. Weinstein that he was not hearing any voices nor was he having any paranoid thinking. Mr. Magnotta stated that his last psychiatric admission was in 2004, after which he became more stable. He said that he had never used drugs, except for marijuana from time to time socially, and that he never abused alcohol. He said that he knew that there was an association with drug use and psychotic symptoms and tried to stay away from them. He told Dr. Weinstein that he had had several minor cosmetic surgery procedures on his face as well as reconstruction of his nose.

Mr. Magnotta told Dr. Weinstein in 2009 that his stepfather (Leo) had been physically and sexually abusive towards him. Mr. Magnotta had called the police on a couple of occasions due to the abuse and his mother had “begged” him not to talk to the police about anything sexual. At about the age of 15, he could not handle living with his mother and Leo anymore and he went to live briefly with his father. He then went to move in with friends moved around from place to place. He said that he spent time in Los Angeles and New York and had gotten into the adult film industry.

Dr. Weinstein mentioned in October 2009 that Mr. Magnotta was on ODSP benefits and was unable to work on account of his illness. He noted that Mr. Magnotta presented as a pleasant man who was nicely dressed, well-groomed and he did not have any thought disorder (disorganised thinking). His thinking did not show any presence of delusions however he had ongoing feelings of being watched that medication helped put “into the background.” He said that he was not hearing any voices. Dr. Weinstein gave a diagnosis of schizophrenia.

Mr. Magnotta’s records reveal that on March 25th 2002, a psychiatrist and his psychiatric case manager assessed him, at the request of his family physician. At the time, Mr. Magnotta described his illness having begun with auditory hallucinations. They included mostly males discussing among themselves and he thought at the time that the FBI, as well as the police, were out to get him. He believed that people could hear what he was thinking so he tried not to think. He had been placed in a group home after his grandmother felt that her home was not the best place for his care. At the time, he was taking Olanzapine 10 mg at night, Diazepam 10 mg at night (an anxiolytic/sedative), and Loxapine 10 mg at night (an antipsychotic). During this assessment, Mr. Magnotta presented a portrait of a rather normal upbringing and no history of mental illness in the family. Mr. Magnotta was already receiving ODSP benefits for his schizophrenia. At the

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time of the assessment, he was not felt to be suffering from any delusions or hallucinations. Later in July 2002, his medication was changed to Risperidone. He complained in September 2002 that “people are watching me all the time”, according to Scarborough General Hospital’s records.

Mr. Magnotta was admitted to Rouge Valley Hospital from March 6th to March 18th 2003. Dr. Sooriabalan noted in his final discharge summary that Mr. Magnotta had been increasingly agitated, anxious, and paranoid because of increased frequency and intensity of auditory hallucinations prior to this hospitalisation. He was initially very isolated and would not talk to anyone. He appeared to have low mood without any evidence of a depressive illness found on further investigation. It was noted that he had minimal contact with his parents. During his admission to hospital, he was noted by Dr. Sooriabalan to be quite frightened, agitated and during the interview began swearing at his hallucinations. He was perplexed and commented several times during his admission that people were watching him, stating: “It’s not fair, why is this happening to me ?” He was noted additionally on March 8th to have a “childish affect.” His tone of voice was described as “whiny and childlike.” He was noted on March 11th to have some physical preoccupations, specifically having “paralysis” in his legs. He described feeling like he was being watched through the window.

Mr. Magnotta was admitted to the Rouge Valley Centenary Health Centre on March 25th 2003 on a voluntary basis. He had called his case manager that day stating that his roommate was watching him with video cameras. He believed that people were taking away his thoughts and he was hearing voices. One of his workers brought him to the hospital. He was extremely frustrated by his symptoms and said “I cannot take it anymore.” He had planned of jumping in front of the subway for the past few days but did not want to kill himself on account of his mother. He said that his energy and his concentration were poor. On mental status examination, he appeared to have difficulty recalling events or being able to discuss events in any detail. He had constricted emotional expression. He had partial insight. He was eventually discharged on April 7th 2003. Fluanxol (a long-acting injectable antipsychotic) was added to his Olanzapine. During his stay in hospital, he spent most of his time sleeping in bed and did not actively take part in any programs. In addition to 20 mg twice a day of Olanzapine and 20 mg every two weeks of Fluanxol, he was also discharged with Cogentin 2 mg per day, Xanax 0.25 mg twice a day, and Oxazepam 30 mg at night (the last two being benzodiazepine anxiolytics, similar to Diazepam, Clonazepam and Temazepam). During his stay in hospital, the nursing records indicate that Mr. Magnotta commented on being afraid that his roommate would come to the hospital and tell “lies about him.” He was hearing voices at times but could not recall what they were saying. He was described having a

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blunted emotional expression and having a monotone voice. On April 4th 2003, he commented that he was afraid to leave his bed because people were watching and videotaping him, especially from the windows and by the phone.

On May 23rd 2003, Dr. Sooriabalan wrote a letter to a Mr. Horton of Harrison House, a group home where Mr. Magnotta later resided for a second time. Dr. Sooriabalan mentioned that Mr. Magnotta was “full of paranoid delusions and hearing voices when he is ill.” He was not violent and did not abuse drugs or alcohol according to Dr. Sooriabalan.

Beginning in mid-2003, Dr. Sooriabalan followed Mr. Magnotta as an outpatient. Mr. Magnotta commented in July 2003 that people at Harrison House were jealous of him and wanted him to get out of the home; he was feeling stressed out. In August 2003, he reported that his father was jealous of him “because I’m going to be a celebrity, a superstar.” In January 2004, he commented, “I hear voices, they’re laughing at me.” He admitted to missing his medications or taking them on and off. At the time, he was taking 2 mg twice a day of Risperidone in addition to his sleeping medication and Cogentin. In March 2004, he commented that he was afraid to go out because “people make fun of me.” He commented that he was living with a Greek family. In August, Mr. Magnotta commented to Dr. Sooriabalan that he had left the Greek family because they had told lies about him and he had joined the Church of Scientology. In October, he commented that he had been in jail for two weeks because of “my girlfriend.” In December 2004, the antipsychotic Seroquel 200 mg at nighttime had been added to his Risperidone.

In February 2005, Mr. Magnotta mentioned that he was living with his father and felt that he was being followed. He commented, “This black Mercedes, I see this car everywhere.” Dr. Sooriabalan noted that Mr. Magnotta lacked insight. Mr. Magnotta added, “I don’t deserve this, I don’t belong in Toronto, I belong in L.A.” In August 2005, he was noted to still be agitated and paranoid and Dr. Sooriabalan increased his Seroquel to 300 mg at nighttime. In September, he noted that he felt better but still agitated. In December 2005, it was noted that he was not expressing any paranoid thoughts. His medication stayed the same.

On May 30th 2005, Dr. Sooriabalan had written a letter to Mr. Magnotta’s lawyer concerning his accusation for fraud. He noted that Mr. Magnotta was suffering from paranoid schizophrenia and that his prescribed medication included the following: Seroquel 200 mg at night, Risperidone 2 mg twice per day, Cogentin 2 mg twice per day, Nitrazepam 10 to 20 mg at nighttime, and Ativan 1 mg twice a day (the last two being benzodiazepines). Dr. Sooriabalan mentioned that Mr. Magnotta was not very regular in

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attending his outpatient appointments and that he missed his medication as a result of not getting his prescriptions. He noted that when Mr. Magnotta did not take his medications, he could become paranoid, have auditory hallucinations, and have a fear of the unknown. He commented that Mr. Magnotta's prognosis was fair.

On April 29th 2005, Mr. Magnotta's mother wrote a letter to Dr. Sooriabalan expressing concerns about her son's mental health and his criminal charges from September 2004. She stated that since his arrest and time in jail, he has been "acting very paranoid, depressed, difficulty sleeping, difficulty making decisions, irrational and confused." When he attended court the day prior, he had made "several irrational decisions" with respect to who was to represent him. He had admitted to his mother that his co-accused had threatened and intimidated him into taking the blame for the charges. He had gone to the police to try and get the police to help him to obtain lawyers to help his lawyer. She commented that Mr. Magnotta told her that he was feeling helpless, confused, and that he was not in control of what he had done before and during his court date.

In August 2006, Dr. Sooriabalan noted that Mr. Magnotta still felt that people were following him but did not know who this was. In January 2007, he told Dr. Sooriabalan that he had started to do some modeling, had stopped his ODSP, and was happy with what he was doing. In May 2007 he said, "The police are investigating me, I feel people do not like me." He said that he was getting anonymous calls from the United States and felt very suspicious. He told Dr. Sooriabalan that he did not need ODSP, his friends helped him and he was modeling. His medication at the time remained Risperidone 2 mg twice a day, Seroquel 300 mg at night, Cogentin 2 mg twice a day, Ativan 1 mg twice a day and Flurazepam 15 to 30 mg at night. In August 2007, Mr. Magnotta commented, "People are spreading rumours about me. People think I'm dating Karla Homolka, the serial killer." In October 2007, Mr. Magnotta commented to Dr. Sooriabalan that "everyone is talking about me, I'm being investigated." He showed Dr. Sooriabalan a paper clipping showing his photo and he stated that others believed he has been dating Karla Homolka. He did not believe that it was his own delusional thoughts and did not want to be admitted to hospital. He declined ODSP. He was not suicidal or homicidal. Dr. Sooriabalan decided to increase his Seroquel to 600 mg per day. Mr. Magnotta only returned for one further visit a year later and obtained a prescription. He did not show up for any following appointments, including those scheduled in December 2008, March 2009, and June 2009.

Mr. Magnotta was also followed by his family doctor, Dr. Allan Tan, beginning in 2004. In August of that year, he commented that he was under a lot of stress and that his parents were "playing games with me." In October 2004, he asked Dr. Tan for a special diet and

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Viagra. In November 2004, he commented to Dr. Tan that he was preoccupied with trying to increase his body mass and inquired about taking steroids. He stated that he had been working out at the gym three to four times per week doing mostly strength exercises. In March 2005, he told Dr. Tan that Dr. Sooriabalan did not believe certain things he would tell him such as deviant people trying to ruin his modeling career by taking his pictures and putting them on the Internet. He was afraid of going on a bus believing that evil people were stalking him. He admitted to hearing voices telling him that he walked like an ape. He stated that he always kept his drapes and curtains closed at home because of being watched by binoculars and because people were taking his picture. He commented that he was under a lot of stress due to his upcoming court date. Later in March, he reported having suicidal thoughts and that he was being harassed by his co-accused. In May 2005, he stated that he was living with his father and stepmother and believed that somebody was watching him with a telescope and was taking his picture. On July 26th, Dr. Tan noted that he had recently changed his name and the reason for this was that he was being followed by people and that he had been moving several times recently.

According to the Canadian Mental Health Association (CMHA) and Harrison House records, Mr. Magnotta resided at the Harrison House group home shortly after his first psychiatric consult, in August 2001. He was described as having delusions, being fearful, and having previously made a suicide attempt by taking an overdose of his medications. In his initial Harrison House application and information package, it was noted that Mr. Magnotta would hear voices talking about him, that he would see people watching him and believed that there were cameras in the house. He believed that the FBI or the police were after him and he talked to himself. He had a tendency to leave garbled messages on the office phone at all hours of the night and the morning. The predictors of a relapse of his illness were noted by his workers to be confusion, an increase in talking to himself, increased paranoia, fearfulness and nervousness or making inappropriate decisions. It was noted that he was not able to complete high school because of his psychotic symptoms. He did not have a clear understanding of his illness at the time. It was noted that he had had a brief admission to Scarborough General Hospital in 1999 and had been discharged after a 72-hour observation. He had commented that there were “problems in the home” and that his father had left about ten years earlier. His family appeared to have limited understanding of his schizophrenia and perpetuated the belief that his behaviour was “learned from his father.” Mr. Magnotta was said to answer questions “evasively.”

Mr. Magnotta was referred to the CMHA supportive housing program for the second time, in March of 2003. He initially said that he wanted to move back to Harrison House

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in the Lindsay area to be closer to his family because his grandmother lived in the area. At the time he was living in a group home in Toronto run by Habitat Services. He had been living with friends but had become overwhelmed and had been admitted to hospital. These records noted that Mr. Magnotta had been employed in grocery stores for couple of months previously and had not been employed since. He reported some relationship difficulties between himself and his mother's new partner. Mr. Magnotta noted that he used Telecare (a health care telephone service) late at night when he was feeling unwell but tended not to follow through with his medical appointments. He had difficulty socializing because he felt paranoid and believed that other people were out to hurt him.

Mr. Magnotta commented to CMHA and Harrison House workers that he had been in a special class in school and that the "kids did not tease me but I did not like it." It was noted that he had poor insight into to his mental illness during his psychotic episodes and that he had difficulty socializing in groups. Mr. Magnotta commented in a letter he wrote to Harrison House that when he had left previously, he was "not feeling well and not thinking straight." At times, he believed that other tenants were trying to "make me come up as crazy or paranoid but I am not, I feel perfectly fine." He specifically complained about one other tenant who was, according to Mr. Magnotta, physically violent and threatening to him.

Mr. Magnotta left Harrison House for the second time in March 2003. During his time there, he was observed to have been quite ill. He again had erratic behaviours including calling the office staff phone with messages indicating he believed that he was being persecuted or aliens were attacking or someone had broken into his room through the window. He expressed the desire to move back to Toronto to get away from family and friends.

Following Mr. Magnotta's initial consultation in October 2009 with Dr. Weinstein, he saw this psychiatrist next on February 1st 2010. Dr. Weinstein described him as looking anxious and being preoccupied with his ex-boyfriend whose behaviour had been frightening him. For example the ex-boyfriend had left several messages stating, "I love you" in blood on his door. Although Mr. Magnotta seemed to have "general suspiciousness", these preoccupations did not seem to be "overt delusions." He did not appear to be hallucinating. Dr. Weinstein advised Mr. Magnotta to start taking his antipsychotic again and provided him with a prescription as well as a number for mobile crisis services to be used as needed. His schizophrenia was described as being "slightly unstable."

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Mr. Magnotta saw Dr. Weinstein again on April 7th 2010. He admitted that he was taking his Risperidone only intermittently but that he was feeling much better and that he and his boyfriend were back together again. Dr. Weinstein commented that on the surface, this appeared to be somewhat of an abusive relationship. During their appointment on May 18, 2010, Mr. Magnotta said that he had been feeling more paranoid, that people were watching him and people had been sent by his boyfriend to harm him. Dr. Weinstein noted that his schizophrenia seemed “somewhat unstable.”

On August 13th 2010, Mr. Magnotta told Dr. Weinstein that he believed that his ex-boyfriend was harassing him, constantly calling him, and when he threatened to call the police the boyfriend threatened to “harm my family.” Mr. Magnotta said that he has moved as a consequence and had a new phone number. He said that he was doing a real estate course but had to suspend it because of having difficulties concentrating. He reported having begun hearing voices fleetingly and that they were muffled and distant, but not of a commanding nature. He did not feel that he was being controlled. He was not irritable or agitated and his emotional expression remained somewhat blunted, which was normal for him, according to Dr. Weinstein. He said that he could not recall how many tablets of Risperidone he was taking. Dr. Weinstein discussed medication compliance issues with him again. His thought form appeared to be intact, according to Dr. Weinstein, and he appeared somewhat thin. Dr. Weinstein noted that there were no delusional beliefs present. Despite this, Dr. Weinstein suggested increasing his Risperidone to 6 mg per day and Mr. Magnotta agreed with this. He was given a prescription for one month. Dr. Weinstein noted that his schizophrenia was “somewhat unstable.” Mr. Magnotta did not show up for any other visits with Dr. Weinstein. On February 23rd 2011, Dr. Weinstein wrote a letter addressed generally to “to whom it may concern” confirming that Mr. Magnotta has been treated for schizophrenia and that his medication included Risperidone 3 mg twice a day and Cogentin 2 mg at night.

Mr. Magnotta was admitted for 48 hours at Mount Sinai, a medical centre in Miami Beach, Florida on January 20th 2011. His admission diagnosis was of a Psychosis, Not Otherwise Specified and unspecified drug abuse. The discharge summary noted that his final diagnosis was Substance Abuse, Not Otherwise Specified. Brought to the hospital by the Miami Beach Police in a confused state, he was seen in emergency after he alleged that he had been given a substance. He said that he was living in Manhattan, New York. His mental status on admission was described as being “ultra organized” with appropriate and normal emotional expression. He did not present any auditory or visual hallucinations or any suicidal or homicidal ideation, intent or plan. The medical record indicates that Mr. Magnotta stated on admission that he was having difficulty remembering how he got to Miami from New York City and how long he had been there.

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He said that he had been in an abusive relationship in New York City for an unknown period of time and he thought that he had been brought to Miami Beach by a boyfriend. He was noted to have a flat emotional expression, to be confused, and the initial diagnostic impression was of an acute psychotic break. The nursing record on January 19th 2011 indicates that Mr. Magnotta was fearful of a man who had abused him in the past and he was scared that this individual might come back and get him. He was noted to not have any signs of abuse or trauma but it was documented that he had sunburned skin.

On January 20th 2011, a psychiatrist, Dr. Carolina Oldham, saw Mr. Magnotta. He told her that he had no past psychiatric history and that he was not taking any medication. Dr. Oldham described his mood as being anxious, paranoid and disorganized. The impression of the psychiatrist was that he was suffering from Psychosis, Not Otherwise Specified. Mr. Magnotta's random drug screening was negative for barbiturates, cocaine, opiates, cannabis, benzodiazepines, amphetamines, and PCP. He commented to nurses that he thought that his friend had put some drugs in his drinks and then handcuffed him and recorded them raping him repeatedly. He told staff that he had never been on medication or treated in a mental institution.

Mr. Magnotta was referred to the Montreal Jewish General Hospital psychiatric screening clinic by a general practitioner and was seen on April 17th 2012. The psychiatry resident and supervising psychiatrist who assessed him screened for manic symptoms. He described having mood lability with highs and lows and "manic phases" lasting a day. These episodes included increased energy, inability to sleep, pacing, increased shopping, impulsivity and irritability. After several days this state "crashes." He described having last had such an episode 4 months prior when he bought a ticket to London where he stayed a week and spent \$1200 on clothing. He also described depressive symptoms lasting a few days to one week. The evaluators focussed their inquiry on the presence of Borderline Personality Disorder symptoms in particular. Mr. Magnotta described several of these including unstable relationships, over and devaluing others (as an example he was described as having no relationship with family), impulsivity, fears of abandonment and being cheated on and chronic feelings of emptiness. He responded negatively when they explored whether he had ever experienced psychotic symptoms. He described having a great deal of anxiety on a chronic basis and believed that his accomplishments in life would be "ruined in some way." He feared judgement of others and this led to him isolated himself at home. He was "paranoid about getting fat" and would check himself in the mirror regularly. He described compulsive hair-pulling.

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During the interview Mr. Magnotta reported having a history of paranoid schizophrenia including auditory hallucinations and paranoid delusions of being followed. He said that this had occurred in the context of cocaine and marijuana use. He said that his diagnosis was later changed to bipolar disorder. He reported last using drugs 2 years prior. He drank alcohol “as much as I can” (approximately 4 glasses) in order to help induce sleep. When asked about his upbringing, he described abusive behaviour by his mother to him and his brother and a having been sexually assaulted repeatedly by a male cousin when he was 14 years old. He described moving to Montreal in order to get away from his family who he described as “sanctimonious, pontificating and nefarious in their actions.”

On mental status examination, Mr. Magnotta was described as being well groomed and wearing a wig. His emotional expression was restricted when discussion his previous traumas. Brief moments of thought disorganisation were noted, as the interview got longer. The resident and her supervisor, Dr. Paris, stated that based on their evaluation Mr. Magnotta did not suffer from a psychotic illness or bipolar disorder, rather that he had Borderline Personality Disorder and a substance abuse problems “in total remission” and a history of drug-induced psychosis. They also commented that he had Tricotillomania (compulsive hair-pulling). They suggested that his chronic fears of emotional pain and neglect likely contribute to his devaluation of others. They referred him to his local CLSC for supportive therapy, a program for treatment of his personality disorder and suggested an antidepressant for his hair-pulling compulsion.

TELEPHONE INTERVIEW WITH DR. ALLAN TAN (MR. MAGNOTTA’S FAMILY PHYSICIAN) ON JULY 3RD 2013

Dr. Tan remembered that Mr. Magnotta became his patient in 2004 and their encounters were mostly for minor health problems and treatment of STD’s. Mr. Magnotta expressed paranoid ideas at times, for example feeling the need to move because people were following him. Dr. Tan commented that Mr. Magnotta was generally “very well dressed, proper” and did not seem “overly symptomatic in terms of his behaviour.” His emotional expression “seemed normal.” Although he showed no disorganized speech or behaviour and did not seem to be hallucinating during their visits, he commented about hearing voices. He did not have paranoid behaviour during the appointments. They would discuss his medication and his diagnosis of schizophrenia openly.

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TELEPHONE INTERVIEW WITH DR. ROBERT WEINSTEIN ON FEBRUARY 27TH 2013

Dr. Weinstein told me that during his last contact with Mr. Magnotta on August 13th 2010, the later told him he had started hearing muffled voices again and his ex boyfriend was harassing and scaring him. He reported having lost weight and having difficulty concentrating. They discussed compliance issues and Dr. Weinstein increased his Risperidone to 6mg per day. Mr. Magnotta did not show signs of thought disorder and he was not distracted or mumbling to himself. He talked about being a porn star, was well groomed and sat quietly in the waiting room prior to his appointment. When asked, Dr. Weinstein said that he suspected that Mr. Magnotta might have some evidence of personality pathology in the cluster B realm (in which are classified the borderline, antisocial, histrionic and narcissistic personality disorders) because of his “being in porn” and the nature of his chaotic lifestyle and the nature of his life stories. Dr. Weinstein did not suspect Mr. Magnotta embellished his history or that he presented with histrionic elements. When asked about his level of insight into his illness, Dr. Weinstein indicated that Mr. Magnotta showed a partial understanding in that he would seek his help when more ill and distressed, realising that he needed medication at those times.

SUMMARY OF MR. MAGNOTTA’S COMPLAINTS TO TORONTO POLICE OF CRIMINAL HARASSMENT IN 2009 AND 2010

Mr. Magnotta reported receiving numerous threatening and insulting phone calls in November 2009. In August 2010 he filed complaints that an unknown person (he suspected someone from the United Kingdom) was coopting his online profile and name in order to spread lies about him such as him trying to introduce underage boys to escorting, publish his address and put him at risk of being attacked given his line of work. He complained that his business as an escort was being ruined and that he had had to move many times since 2007 due to these fears. He expressed in an email to police feeling very distressed by this and worried that if unable to continue his work, he would be unable to support his family in Peterborough or his father who was very ill.

MR. MAGNOTTA’S ACCOUNT OF HIS LIFE SINCE 2010

During our December 3rd 2012 meeting, Mr. Magnotta told me that he moved to New York City in 2010 to “get away.” A friend offered to get him settled, get him an apartment and a doctor. He began escorting and met a man called Manny (he later said

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that his full name was Manuel Lopez), who was initially a client. At first, Manny was nice and solicited him through Mr. Magnotta's website. Manny liked bondage (tying Mr. Magnotta up). If the sex began to get rough, Manny would not respect the safe word that they had agreed on (a code word used by a submissive partner to stop a sex play scenario), hence not suspending any potentially abusive behaviour at Mr. Magnotta's request. He would at times punch Mr. Magnotta in the head while having an orgasm. He would often videotape their intercourse and would comment on wanting "threesomes." When I asked Mr. Magnotta why he continued to see Manny, he replied that Manny told him he knew New York City police officers, immigration officials and that his real name was Luka Rocco Magnotta rather than his escort name, Mike. He had seen things about Mr. Magnotta on the web including postings by Mr. Magnotta about Marilyn Monroe and his comments complaining about an episode of the comedy cartoon sitcom "The Family Guy" which had depicted the beating of a prostitute. Mr. Magnotta had been upset about this and had written several online comments trying to denounce it. Manny would talk about Rikers Island (a notorious New York prison) insinuating that he could have him sent there if anyone found out that Mr. Magnotta was an escort. At one point, he took Mr. Magnotta's medications away.

Mr. Magnotta reported that Manny talked to him about Scientology and tried to convince him that his medication would just make him suicidal. Mr. Magnotta recalled having gone to the Church of Scientology several years previously in Toronto because he had been curious about Tom Cruise's involvement in the Church. He recalled that they had been pushy for him to buy their books and he did not go back. Manny told Mr. Magnotta that his anxiety was caused by his medication. Mr. Magnotta told Manny about his diagnosis, that he needed a medication to stay stable and that if he did not he could get sick, get paranoid and hear voices. Mr. Magnotta said that at the time, his medications included Risperidone and Ativan. Manny would become angry at him and punched him in the face once when he said that he wanted to stay on his medication.

Mr. Magnotta decided to contact a lawyer by the name of Romeo Salta near the end of December 2010, but he kept seeing Manny. He had obtained a new prescription for medication from a psychiatrist in New York City. I asked him again if he could recall precisely the period of time that he did not have his medication while he was living in New York City and he could not remember. As he became more scared of Manny, Mr. Magnotta began thinking about moving to Florida and changed his phone number. Manny obtained the new number and called him, apologizing and insisting that the abuse would never happen again and that he did not mean the nasty comments that he had made in the past. Mr. Magnotta was not certain how Manny had found his new number. Manny asked him to go to dinner and told him he had a surprise for him. Mr. Magnotta

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said that he was not “feeling well in the head.” When they went out, Manny said that he wanted a “threesome” and Mr. Magnotta said no, but relented afterwards. Manny then filmed him and the other man as the three were having sex. They did sexual acts that were “embarrassing”, including urination.

Manny commented to Mr. Magnotta that he could make money from videos that he made. Mr. Magnotta suspected that Manny knew that he was taking medication because he told him again to stop taking them and said that he would keep them for him, in case of emergency. Mr. Magnotta, “just wanted to get out of there.” He was “paranoid they would throw me in Riker’s, I was lonely.” Despite these feelings, he did not want to see Manny anymore. He wanted to move, feeling more and more that New York City was dangerous because of Manny’s presence. He also had some other clients in New York City that were problematic as well, for example some were violent, some were alcoholics and would say scary things, and some of them were ex-convicts and “rough.” He recalled that it was Christmas time and he had decided to adopt two cats because he was lonely.

Mr. Magnotta began to think of moving to Miami make a new life and a guy he met online offered for him to stay with him. He said that he was not thinking clearly and that “things happened with Manny before I left.” Manny said that he could make money by filming more videos and that he had “done stuff before with cats” in Ontario and Vancouver. Manny asked him if he had ever heard of “crush” videos where women sit on rabbits, which men find exciting.

Mr. Magnotta reported that Manny noticed that he had a storage bag and a vacuum cleaner and commented that he wanted to make a “crush” video, to which Mr. Magnotta responded, “No, it will make me sick.” Manny insisted that he make the video and Mr. Magnotta was afraid that he would get punched or that Manny would call immigration officials. Manny would come in and out of the room while talking on the telephone. Mr. Magnotta was also nervous that Manny would make the “urination video’s public.” When Mr. Magnotta was hesitating Manny became angry saying “come on, come on.” He said that he would come back, showed Mr. Magnotta where to set up the camera, and insisted that he did not have all day. Mr. Magnotta told me that his mind was racing and he thought about setting the cats free, that he was “terrified.” He tried stalling Manny who responded by saying “just fucking do it.” Mr. Magnotta said that Manny was in the hallway when he killed the cats by suffocating them. He said that Manny then took pictures of him having “sex with them, rubbing myself with them.” Mr. Magnotta said that he cried, that he wanted to get away from Manny, that Manny was “bad news” and after leaving he kept phoning Mr. Magnotta, who felt that he was having

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a “nervous breakdown.” When asked, he said that he could not remember what he had done with the kittens’ bodies. When asked if he had been sexually aroused when he was rubbing himself with the kittens, he responded that he was not, that he wanted to get over it and that he could not explain how “gross” it felt. Although the camera used to take the video was his own, Mr. Magnotta told me that Manny had taken the memory card. Manny posted the videos on the Internet but said that he would not use Mr. Magnotta’s face. Mr. Magnotta could not recall when the video was put on the web.

Soon before leaving for Miami, Mr. Magnotta slipped up in a conversation to Manny about his plans to leave but tried to convince him that he was just going for a week on vacation. It was about this point that he contacted the lawyer Romeo Salta and had some pictures taken of the bruises that Manny had caused to his face. Mr. Magnotta said that the day after, they left for Miami in Manny’s SUV. When I asked him why he accompanied Manny, he said that he thought that Manny could track him down. When they got to Miami, Manny wanted to go out and meet guys right away. Mr. Magnotta called 911 and said that Manny might try to do something to him but the police did not show up. He ran to a pharmacy and was redirected to the police station where he asked the police to search him, that he did not want to be near Manny and that he did not know what to do. He talked to his lawyer and was told by the police officers that they did not have any jurisdiction to open an investigation about alleged abuse in New York City. They called an ambulance for him and he was admitted to the Miami Beach Hospital for three to four days, recalled Mr. Magnotta. He said that he was told that he was “having a psychosis.” He could not recall if he was given any medication.

Mr. Magnotta said that he tried to call his mother from the hospital and asked her to tell the staff there that he was normal and did not need to be held, which she refused to do, angering her son. He did not speak again with his mother until early 2013. He then went to New York City briefly in January 2011 and moved back to Toronto where he still had an apartment. He could not recall whether or not he still had any personal belongs at this apartment and how much money he had. He stayed in Toronto until about February of 2011 and when he decided to move to Montreal.

While Mr. Magnotta was telling me his account of events in New York City and Miami, he went on a long rambling monologue saying, “it’s hard when I think about these things, I’m scared because I did them, because it’s disgusting, because it’s not like me. When I think about them, I hate myself, I don’t know why I’m alive. At night, I have a lot of problems thinking about them. I just want to, so many things I want to say and I don’t know how to say them, I’m not this horrible person who loves to kill animals and thinks about himself, I can’t think it’s me these things I know I was involved with, I don’t know

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why and what's wrong with me." He went on saying, "You know how some people get picked on, you're a wimp, you get tormented all these things on the Internet, negative things I don't know how to get them off, I asked Google help to help me and they said they couldn't help. They said to post positive things about myself and I would erase it but you can't take them off because of freedom of speech, so me and my friend Catherine posted positive things, pictures of me modeling and on vacation but no matter what you do, no matter how hard I tried to make people like me, I don't know if I was living in a different reality, I got so confused, alone, empty. I felt like I don't know why I'm here, why I was born, since I was younger."

MR. MAGNOTTA'S ACCOUNT OF HIS LIFE SINCE RETURNING TO CANADA IN 2011

Mr. Magnotta stated that when he moved back to Toronto in early 2011, he felt scared and unsafe. He knew many people in the escorting business and agents who were posting negative things about him. He was getting death threats about his supposed relationship with Karla Homolka. He initially told me in December 2012 that he did not invent this story, which first broke in 2007 when he was interviewed by the Toronto Sun about a story online linking him to Karla Homolka. He wondered whether or not it was one of his former escorting agents who had posted it because they were upset with him. Mr. Magnotta said that he had often monitored stories on the net about himself. He was scared about the people who were looking for him believing that he had made the kitten killing video. He was getting death threats regarding this video. He was aware that several groups were trying to have him arrested. His lawyer in New York City told him not to talk to anyone about this and that if his life was in danger to not go to the police because they would not understand. He tried to ignore his fears but felt like someone was going to kill him but he was not sure who. He continued to work as an escort, now without an agent.

Mr. Magnotta said that he did not see a psychiatrist upon returning to Toronto and took his remaining Risperidone and Temazepam on occasion without getting a new prescription. He felt "sick, I couldn't concentrate, I felt like I was being followed, people were watching me, people wanted to kill me, so many clients and pimps knew I lived there. I felt like people in the building were watching me. I stopped driving because I was hearing voices and feeling anxious." The voices were telling him to kill himself. He could not recall how many voices there were but they were inside of his head and of fluctuating intensity. He would sometimes tell them to "leave me alone." At times, if he turned out his lights, smoked, slept, listened to music or took his pills, the voices would

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reduce in intensity. He was often preoccupied by thoughts of being watched and had developed suicidal thoughts of jumping off of his balcony. He would pace back and forth and look over the edge. He did not talk to anybody about his difficulties; he did not want anyone to know that he was “sick” which he meant on clarification as meaning his schizophrenia. He did not want to live in Toronto anymore.

Mr. Magnotta said that a friend by the name of Rebecca, who was also moving to Montreal, offered to help him get established there. He found an apartment on Craigslist and moved in the spring of 2011. He found a furnished apartment on Charlevoix Street. Rebecca helped him get obtain Quebec government identification. He initially went into a walk-in clinic to seek a prescription for his medication but they told him that he needed a general practitioner for a referral to see a psychiatrist and he could not find one. The language barrier was a significant difficulty for him, as he could not speak French. Dr. Weinstein faxed a letter to help him get equivalent disability support payments in Quebec and Rebecca helped him with this as well. He told her that he had difficulties with depression but withheld that he was diagnosed with schizophrenia. Initially, he felt better and less paranoid that people were watching him. After a while, he began to feel lonely and depressed and started to work again as an escort. He put up an ad in a gay magazine. Rebecca helped him to obtain a computer. He was not able to do escorting calls very often (only about two per week) because of feeling tired. He did not often want to go outside because of feeling “sick, depressed” but not because of hearing voices. He had a regular client who would come once per week to his apartment.

Around July 1st 2011, he decided to move to a different apartment, but he could not remember why when asked. He later recalled that he could not afford the rent. He was planning more cosmetic surgeries such as getting pectoral implants or another hair implant. His daily living expenses kept cutting in to his savings and he could not do escorting calls more often because of feeling unwell. In July or August 2011, he began again to hear voices. He did not want to go out of the apartment. He would yell at times at his voices and recalled that his neighbour likely heard this and looked at him strangely. He felt safer inside. He put sheets up over his windows next to the balcony and the fire escape. He felt lonely and put ads up to meet men online using the website “Gay Romeo” or Craigslist. He met with them and had sex on occasions. He was feeling tired of escorting. Mr. Magnotta said that he had difficulty getting a job in part because of his name and his presence on the Internet. Lots of negative things came up if one typed in his name and he felt that this was also the explanation for him having been refused for several apartments. He thought about changing his name again. He tried not to think about the people who were tracking him online due to the kitten video. He often went to

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walk-in clinics feeling confused, helpless, and thought he could not do anything right. He added, "All I wanted was one person to care and love me."

According to Mr. Magnotta, by the fall of 2011 he was still not taking medications regularly and things were not much better. His life was "empty, I was wondering why nobody wanted me." He would sometimes do calls then come back and sleep. He would sometimes go for walks. His voices were still present. He was taking some medications but ran out of Risperidone. He still had close to a "full bottle" of Temazepam. He was preoccupied with the fact that his family did not seem to care for him. I screened formally for symptoms of depression at this point and he described having difficulty sleeping, having decreased energy, and having some fleeting thoughts of taking an overdose of Tylenol but decided he could not do this because he did not want to upset his grandmother. He could not recall if he was having any difficulty with his appetite or any excessive guilt. He was able to enjoy going for walks. He often felt confused. He was having difficulty sleeping. Things stayed much the same through the fall of 2011 and he moved to a new apartment in the beginning of 2012 because he was having difficulty making ends meet. He moved to the apartment on Decarie because the rent was cheap (less than 500\$ all inclusive). He clarified that he did not move there because he was fearful.

I invited Mr. Magnotta to clarify if he had any involvement in the other videos posted on the Internet including the drowning of a cat in a bathtub and a cat being fed to a python. He admitted that he had not told me about this in earlier interviews because he did not want to talk about it, but that they had happened at the apartment previous to his move to the one on Decarie. He said that Manny had called his friend Rebecca who had been helping Mr. Magnotta with his escorting. He had suspected for some time that Manny would eventually try to contact him, pretending to be a client. Manny told Rebecca that he was sorry and that he wanted to meet Mr. Magnotta, who initially refused. She gave Manny Mr. Magnotta's phone number and he called. Mr. Magnotta told me that he had a pet cat at the time, since July 2011, because he was feeling lonely. He had obtained another cat for free in October of 2011 and the two cats got along well. He did not want Manny to come to his apartment because he was scared that something would happen to him or the cats, which he had named Jasmin and Kenny. Rebecca had asked Mr. Magnotta to babysit a python that she had bought, intending to give it to her boyfriend as a gift for his birthday. She said that she had no space for it in her apartment and wanted to give it as a surprise. Mr. Magnotta had helped her buy the snake, giving her \$150. Initially, he had refused to care for the snake because he was scared that it would "eat me and/or the cats." She convinced him to help her saying that she did not

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have an aquarium and had her son at her place. Mr. Magnotta had to “lock it in a room because I was scared of it”, adding, “When it lies beside you, it means it’s sizing you up.”

When Manny contacted Mr. Magnotta, he said that he wanted to see the python because Rebecca had mentioned it to him. Mr. Magnotta said that he agreed to let Manny come over and see the snake. Manny said he was sorry for the past. Mr. Magnotta was frightened because Manny commented that he knew people in government and the police. Mr. Magnotta wanted to stand up to Manny and tell him that he did not want to have anything to do with him, but he did not do so because of his fear of Manny. Manny commented that he needed money and Mr. Magnotta told him that he was not going to “go through this again (hurting animals).” Manny told him that one could legally buy a rabbit or a guinea pig to feed a python, so a cat would not make any difference. Manny even showed videos him of this on YouTube to prove that it was not illegal. Mr. Magnotta told me that he had been feeding the python with rats that he bought for this purpose. Mr. Magnotta said that when he fed the python previously, he put rats in a bin and then shut the door and did not watch. He did not ever sleep in the room when the python was there, he did not want to go near it. Instead, he slept on the couch. Once the snake was hiding behind the bed next to a heater and he had to pull the snake off of it because he was afraid it would get burned despite being frightened of the snake at the time.

Mr. Magnotta said that he told Manny that he could not feed a cat to a python and that he felt sick. Manny asked him if he was on any medications and he responded that he was finished them and that he was going through withdrawal. Manny responded by saying, “Stop being a faggot.” Mr. Magnotta had a camera because some of his clients like to take videos of him. The snake was on the bed and Manny was telling him “do it, just do it.” Mr. Magnotta attracted the younger of his cats towards the snake and it “just happened, I was really scared, I couldn’t stop shaking.” Manny was outside the room, saw what happened and said that this was going to make him money. Mr. Magnotta was upset, crying, and Manny said, “Calm down, people feed their snakes rabbits all the time, rabbits are pets too.” Mr. Magnotta commented that this incident upset him greatly. Manny went on his computer, did something with the camera and asked if he knew anyone for a threesome. Mr. Magnotta told him that he wanted to go to bed and wanted him to leave. Manny took pictures of him, was talking on his phone and then was gone. At a later date, Rebecca came and retrieved the snake.

Later in our interview Mr. Magnotta said that Rebecca was there when he fed the cat to the snake and she commented, “Who cares, just get another cat.” They were drinking wine and she said to not mention to anyone what had happened as she appeared scared of

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getting into trouble. Manny came the next day but Mr. Magnotta did not want to let him in. He was worried that Manny would do something to the other cat. Manny kept knocking, so he eventually let him in and he began asking about another video. Mr. Magnotta said, "I'm not going anywhere near the snake, I don't want the cat near the snake." Manny insisted on doing another video and Mr. Magnotta felt scared, his mind went blank and he "had a panic attack, got some juice and went into the bathroom to get Tylenol, I felt my head pounding." Manny said that he wanted to feed the cat to the snake and Mr. Magnotta refused. Manny got a broom and some tape, taped the cat to the broom and Mr. Magnotta said that he thought that he gave it to the snake. He was pacing and scared. When he came into the bathroom, the tub was already filling with water and he told Manny that he did not want to have any part of what he was doing. Manny replied he shouldn't worry, that he would not show his face. He said, "Just do it." Mr. Magnotta said that he put the cat in the tub and felt like he was "having a nervous breakdown." He began pacing all around the apartment. He could not recall what he had done with the cat afterwards. He believed that he put it in a bag. He did not know how the video was uploaded on to the Internet but recalled that Manny said he could sell the videos on "video torrent websites." Manny contacted Mr. Magnotta later the same day and said that he wanted a threesome with him. Mr. Magnotta said that he did not feel well to Manny, that his mind was racing, his heart was beating, he was crying, he was "a mess." He recalled looking at the cat toys that he still had and hated Manny. He was afraid that Manny would "punch me again." He wanted to get rid of Manny, he felt like his life was being destroyed and he did not know how to get help and who to turn to. Manny kept insisting on wanting a threesome, so he acquiesced. He thought that it would be the last time and he did not want to live in that apartment anymore. He did not see Manny again afterwards.

I later asked Mr. Magnotta if he could recall having contacted the lawyer Craig Penney in Toronto in 2011 and he replied that he could not remember what this individual had helped him with. He had tried to get help from two other lawyers in Montreal called Sylvie Bordelais and Marc Lebel but they could not do anything to help him. Mr. Magnotta said that he went to London to visit a client who lived in the U.K. and Mr. Magnotta contacted him and said that he was having problems. This client paid for his ticket. He stayed in a hotel. People were sending him links and threats about the newspaper article, about the cat video in the Sun Newspaper. A journalist wanted to meet with him. Mr. Magnotta called and e-mailed the Sun office. The hotel manager wanted to know why journalists were harassing him. Mr. Magnotta said that he went to the Sun office to tell them to stop bothering him at the hotel and two reporters then came to the hotel the next day. The manager told him to get them out. Mr. Magnotta said that

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he could not recall what he had said to the reporters but that he was evicted and had to go to a new hotel. He met with his client afterwards who suggested that he return to Canada.

Mr. Magnotta said that after his move to the apartment on Decarie in February 2012, he was “not feeling good, feeling sick.” He was hearing voices and at times did not want to leave his apartment. He was sometimes lonely and would walk at night. He was afraid that Manny would find him. He was preoccupied with news that his mother was back with her partner Leo despite her promise to Mr. Magnotta in the past that she would not see him again. He was afraid to go to the emergency department for help because he thought that he would be “put into a mental institution, it happened so many times in the past. I was scared of getting needles (medication by injection).”

Mr. Magnotta began corresponding with a man in France by the name of Chris that he met online through the website Gay Romeo. In March 2012, he renewed his passport. He had been speaking with Chris more and more about moving in with him in France. He did not want Manny to come back into his life. He felt that Chris was nice and he would get a new start with him. Chris encouraged him to move on June 4th 2012 and added that he wanted them to live as nudists in Paris. Chris began to give him list of things that he needed to do before he left and he began to look into changing money and getting an inexpensive plane ticket by searching different websites. Mr. Magnotta mentioned that at this point in time (May 2012) he had gotten a puppy for companionship and Chris had told him that it would be very complicated to move with a dog, that this would require paperwork. He then began putting adoption notices on Craigslist for his dog. He continued to receive threats on Twitter and Facebook in connection to the cat killing videos. He felt that strangers who looked at him in public were going to do something to him, were possibly going to kill him. He “wasn’t thinking straight.” While hearing voices in his apartment, he was unable to concentrate so he tried listening to music and sleeping. This would sometimes make the voices decrease. The voices would yell insults at him such as “faggot”, “asshole” and they would call him “stupid.” They increased at times in intensity, they would “go fast then slow, I just felt scared.”

Mr. Magnotta said that Manny returned to Montreal in early May 2012 and he told Manny that he did not want to see him, that he was “sick.” Manny insinuated that he knew authorities who could cause Mr. Magnotta trouble, but that he was sorry for everything in the past. Mr. Magnotta did not answer his calls and he was afraid that Manny would find out where he lived. He wanted to leave before Manny would find him. Manny asked Mr. Magnotta to meet with him and asked if he had any videos of him having sex with clients. Mr. Magnotta admitted that he sometimes would take videos of clients because if he was attracted to them and he would use this while masturbating.

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Manny insisted that Mr. Magnotta meet him and “come quickly.” When they did meet again Manny put something in Mr. Magnotta’s laptop. He could not recall what exactly this was when asked. He talked to Chris and told him he wanted to come to Paris but did not tell him about Manny or the cat videos.

MR. MAGNOTTA’S ACCOUNT OF HIS INTERNET AND ATTENTION-SEEKING ACTIVITIES

During our interviews in the fall of 2012, Mr. Magnotta described how he’d spent a lot of time on the Internet in the previous five years. He explained, “I guess my life was just empty, I felt all the time scared and alone and I always have to move every three months, I felt disgusting because of being a prostitute, I felt like I was trash and believed things people were saying about me. I felt ugly, I tried so hard to make myself look good, to get surgery and hair transplants, facial peels because I had bad acne when I was a kid and made fun of. I feel like I’m in a fishbowl, judged by others, no matter what I do people say I’m a narcissist, it’s not true. I had a bad relationship with my family.”

On January 29th 2013, I asked Mr. Magnotta if he ever had anything to do with promoting himself or embellishing stories about himself online and he admitted that this was true. At one point he paid a woman through the Internet to do some digital alterations of pictures of himself, for example one of him sitting in a sports car. When asked if he had ever written any Internet postings linking himself to Karla Homolka, he admitted, “yes, it was stupid.” He said, “I would try to be other people to protect myself, to seem tougher.” When asked if he did this to try to increase his self-esteem by appearing to be of higher status, he confirmed that this was also a motivation. He admitted that he sometimes sought out celebrity but at other times wanted people to be intimidated and scared by him. I asked him if he had written any stories online saying the he was a psychopath. Initially, he said he did not know, but then admitted that he had written such an article. He copied and pasted much of it from sources on the Internet and added, “I mostly did it to make people scared, to make them stop writing nasty things about me and stop posting things making me worse than I was. Everything was mixed up in my head.” When asked if he got any enjoyment from people thinking that he was a dangerous criminal or psychopath, he answered that he just wanted it all to stop, for people to stop bothering him.

When asked about an e-mail sent to the journalist Alex West in London, under the name John Kilbride, he admitted to having sent it and that he was disgusted with himself for doing so. When asked why he sent it he said, “Perhaps to scare people”, specifically Mr.

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West. He said that people would sometimes call him Myra Hindley, one of the individuals accused with killing John Kilbride, a high profile murder case in the United Kingdom, because he had dark hair. I asked if he meant the threat he made in the email to Mr. West that he was going to make more videos and that they would involve humans. He responded negatively, adding, "People had been writing stories that I would progress from cats to humans and I was angry at the world about how my life turned out. I was very cocky and arrogant online, with clients and with my family. A lot of stuff online is not who I really am. I know I fucked up my life a lot." He said that he has never wanted to kill anyone. I asked him specifically about the following statement at the end of the e-mail to Mr. West: "Getting away with all this, that's genius." Mr. Magnotta explained, "That's what Sharon Stone's character said all the time in the movie Basic Instinct." He added "other things in the e-mail make me uncomfortable because they sound like me, especially the embarrassing things, the feces thing."

I asked Mr. Magnotta if he had ever attempted to provoke animal rights groups online. He said, "they were coming at me so hard, I would say anything back. I was upset." When asked if he taunted them at times because he was so angry and upset, he responded affirmatively. I asked Mr. Magnotta why he had been motivated to put the videos of him killing cats online. He said that he did not know how this happened and that "it makes no sense why the cat videos were put online." He added, "This is very strange, all my life I loved animals, everyone knows this, in the past I brought pigeons inside and fed them, even though people told me that this was unsanitary."

When asked why he had auditioned for reality TV shows, he said that he was "really bored, alone, I wanted something to do, I wanted to change professions, I wanted to get out of escorting. I felt that I would be stuck escorting forever. When I was rejected, it hurt badly."

SUMMARY OF ROMEO SALTA AND CRAIG PENNEY FILES ON MR. MAGNOTTA

Documents obtained from Mr. Craig Penney, an attorney in Toronto, reveal that Mr. Magnotta contacted him in January of 2010 complaining of being abused by an ex-boyfriend, a man named Ron. He alleged that Ron had obtained his e-mails, his passwords, had been harassing him for two months and that he had filed reports to the police.

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E-mails exchanged between Mr. Magnotta and Romeo Salta (his attorney in New York City) in January 2011 indicate that Mr. Magnotta was extremely concerned about people looking for him in connection to the kitten suffocation video. Mr. Magnotta indicated that he was preoccupied with letting people know who he really was rather than what was portrayed in “sensationalized stories.” He implied that he was responsible for the video. He stated that he had been raped, beat, and threatened with death. He was concerned about needing protective custody if was arrested. On January 21st 2011, Mr. Magnotta sent an e-mail to Mr. Salta stating, “Manny took me from Manhattan. I phoned 911 quickly from Manhattan and reported he was attempting to kidnap me. They took the report on Saturday the 15th. I don’t understand why they didn’t take it seriously and start looking for me? Because they did not take it seriously, I was raped again. He took me to Miami and made me drink a bottle of Gatorade and I passed out. I awoke in a nightclub and was forced by him to engage in sexual activity with two other people.”

He mentioned that he had awoken on a beach badly sunburned, with a very sore rectum and he had been throwing up. He stated that the Miami Beach police did not take his concerns seriously but he was taken to Mount Sinai Hospital in Miami where they did tests and they noticed that he was very groggy. He said that he had been drugged and raped. They had not taken him seriously and put him in a psychiatric ward for twenty-four hours. He commented that he believed that “this guy is dangerous and if anything happens to me I hope that the cops will be held responsible.” He took a picture of himself showing bruises on his face.

Mr. Penney’s files indicate that Mr. Magnotta met with him on February 19th 2011 during which Mr. Magnotta told him that he was forced and threatened by a client to make the videos of him suffocating two cats in December 2010. He said that the client, a U.S. citizen, had blackmailed him with videos and pictures of himself. He told Mr. Penney that he had been threatened when drunk and high and was told that he would be killed. The client beat him, left the room and then beat him again. He named the client, a Manny Lopez. Mr. Magnotta said that he got rid of his computer, the memory cards, and his camera and that he had disposed of all evidence in the room after the cat killing. He told Mr. Penney that he had a 4-year-old son in Peterborough. Mr. Penney advised him to get out of the abusive relationship with Manny. A letter in Mr. Penney’s files that Mr. Magnotta wrote in January 2011, list abuses Mr. Magnotta suffered from Manny. He stated that Manny had forced him to drink alcohol, smoke marijuana, that he had strangled him, hit him, cut him with a knife, punched him with his keys, forced him to drink his urine and eat his feces, spit on him, and told him that if he went to any doctors he would kill him. He alleged that Manny forced him to eat animal parts, to have sex with his puppy and numerous cats, that he had raped him and performed several

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humiliating and degrading sex acts on him against his will. He verbally insulted him and had killed one of his cats by stepping on its head. Manny told him that he knew private detectives who would hunt him down and kill him if he ever disappeared.

TELEPHONE INTERVIEW WITH MR. ROMEO SALTA (MR. MAGNOTTA'S LAWYER IN NYC) ON FEBRUARY 20TH 2013

Mr. Magnotta came to speak with Mr. Salta at his office on three to four occasions at the end of 2010 and beginning of 2011. He presented his concerns as being a "matter of life and death" according to Mr. Salta. Mr. Magnotta said that animal rights activists were after him and his life was in danger because of the video he said he was forced to do which involved killing kittens. He implied that he was being forced or blackmailed by a lover and he wanted to know if there were any warrants out for his arrest. During some meetings he talked about abuse he suffered from an individual named Manny. He sent Mr. Salta an email stating that Manny was outside his apartment again. He was reluctant to call police because of his involvement with the kitten video. He sent Mr. Salta an unsolicited email listing the same abusive acts committed by Manny towards him that he had told Mr. Salta in person previously. He sent a picture of injuries he alleged to have suffered as a record in case he was arrested at a later date.

In January 2011 Mr. Salta received a phone call from Mr. Magnotta who said he was in Miami Beach. He said he could not recall how he had gotten there, perhaps he'd been drugged and he had spoken to a police officer. His last contact with Mr. Magnotta was by email some time afterwards stating that he was laying low in New Jersey. He thanked and paid Mr. Salta for his services, about \$100.

Mr. Salta stated that he never doubted the story that Mr. Magnotta told him because it "rang true" and he had heard of abusive relationships such as the one described by Mr. Magnotta. He "seemed like a prostitute, he used the lingo" of this milieu. He did not present any pattern of speech or behaviour that Mr. Salta remembered as being odd or disjointed. He seemed intelligent and was coherent in person and through his emails. His emotional expression was consistent with his version of events.

INTERVIEW WITH MR. DON NEWMAN (MR. MAGNOTTA'S FATHER) ON JANUARY 4TH 2013

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Mr. Newman stated early in our meeting that he hoped that his son would get help. After I reminded him of my role and that I did not have a treating relationship with his son, Mr. Newman said he understood and proceeded to give me information about his son.

When asked, Mr. Newman stated that Mr. Magnotta was the product of a normal healthy pregnancy and that he met his developmental milestones. He was a healthy child. Mr. Newman reported that Mr. Magnotta's mother's family had tried to split he and Mr. Magnotta's mother up and that they were quite young when they had had Mr. Magnotta. His ex-wife's family "smothered him with love, Phyllis (Mr. Magnotta's grandmother) smothered him and treated him better than the other grandkids. She slept in bed with him, he did nothing wrong in her eyes." Mr. Newman said that he had a hard time coping and that he turned to drinking. He was opposed to his ex-wife's refusal to put the children in school but he did not have the moral authority in their relationship. He admitted that his son had difficulties socializing and was picked on when he attended school. Mr. Newman stated that his ex-mother-in-law could be quite domineering. He added that she would sometimes tie Mr. Magnotta's brother in a highchair with belts and put him in a corner and that his ex-wife would do the same if their younger son ran around.

Mr. Newman said that he was not very present because of his work at a factory. He separated from his ex-wife when Mr. Magnotta was about 12 or 13 years old and had some visits with his children, but went for a long period without seeing them. He began to see Mr. Magnotta again when he was around 16 years old. Mr. Newman recalled that Mr. Magnotta accused his stepfather Leo of beating him.

Mr. Newman stated that Mr. Magnotta had been spoiled and developed a superior attitude because he was often told that he was better than others and that he could do no wrong. When his grandmother separated from Mr. Magnotta's grandfather, she put even more energy into Mr. Magnotta. He initially described his son as arrogant, but Mr. Newman was uncertain as to the personality of his son when he became an adult because they did not see each other very often. While still a child Mr. Magnotta did not know how to handle himself with other kids due to his awkwardness.

Mr. Newman said that his in-laws and in particular his ex-mother-in-law did not like pets and "hammered the idea into his head that they were dirty, smelly, and belong on a farm." He added that his ex-wife went through a "germ phase" where she was very conscious of contamination and would not let her children go to public washrooms. Mr. Newman said that Mr. Magnotta never mistreated any animals or pets when he visited his paternal grandparents' home.

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Mr. Newman reported that Mr. Magnotta would sometimes have exotic pets such as spiders, a tarantula, a scorpion and a boa constrictor. He would “be gentle with them.” When asked, Mr. Newman said that the last pet his son owned was a white boa constrictor. He saw it during his last visit to his son in Montreal and was able to hold it. Mr. Magnotta did not appear afraid of it and held it himself.

When I asked Mr. Newman if he had ever known his son to be violent, he replied negatively and added that his son had once taken karate for a short period of time. Mr. Newman was not aware of his son ever abusing drugs or alcohol.

Mr. Newman confirmed that he currently takes medication for paranoid schizophrenia, including an antidepressant and the antipsychotic Clozapine. He now works part-time and has a disability pension. He has not had any hospitalizations in several years and currently lives with his wife of twelve years. Mr. Newman said that Mr. Magnotta has experienced the same symptoms that he has and this led Mr. Newman to take him to his psychiatrist, Dr. Sooriabalan. Mr. Magnotta told him that people were watching him and talking about him. Father and son talked infrequently over the years about their shared symptoms but also about fears of being stigmatized and not wanting to share information about their symptoms with others. Mr. Newman said that the last time he suspected that his son was ill was when he was still in Toronto, prior to moving to Montreal. Mr. Newman said that he had had no contact with his son between their visit in the fall of 2011 until Mr. Magnotta’s arrest. The two have since had regular contact and Mr. Magnotta has since told Mr. Newman that the alleged offenses occurred because of his illness.

TELEPHONE INTERVIEW WITH MRS. MELISSA NEWMAN (MR. MAGNOTTA’S SISTER) ON FEBRUARY 18TH 2013 AND AUGUST 29TH 2013

Mrs. Newman stated that her relationship with Mr. Magnotta had always been good and they had kept in contact regularly since they were teenagers, mostly through email. She corroborated that Mr. Magnotta had lived with Mrs. Phyllis Yourkin during the separation of their parents when he was a teen. After living with his mother and stepfather for a while, he moved in with his grandmother again at the age of 16 due to verbal and physical abuse (“manhandling and physical intimidation”) by his stepfather, Leo. He lived with his father “for a while until (Mr. Magnotta’s) mental health problems were really clear.” She described her brother as socially withdrawn, shy and awkward as a kid. Their brother, Conrad, would call Mr. Magnotta “gay” during the latter’s teen

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years. She described his personality as changing over the years, particularly since 2006, when he became “more distant, less able to communicate his feelings, his eyes were vacant and he had less of a sense of humour.”

Mr. Magnotta informed his sister that he had changed his name due to “bad memories”, wanting to “reinvent myself”, and because he did not “like myself.” He chose his current surname after seeing this name on a bottle of wine. Mrs. Newman noticed “paranoid symptoms” in her brother, such as “people wanting to kill him, people making rumours about him and Karla Homolka.” He had posted pictures of himself with the later on the web and told his sister that someone else was responsible. He would sometimes refer to himself in the 3rd person. He called her using the free Internet phone service Skype from Montreal in March 2012 and “looked dazed, he had a wig, he wasn’t Eric, I thought he was possessed. He had a blank look, what he was saying was not making sense.” When I described disorganised thinking, including loosening associations, typical of psychotic individuals, Mrs. Newman indicated that her brother showed evidence of this during that conversation. He talked disjointedly about food and his grandmother’s hair.

It became more difficult for Mrs. Newman to maintain contact with Mr. Magnotta in early 2012 because he kept changing email accounts that he would then delete, “because (he believed) people were after him and it was like a game.” He wrote an email to her in February 2012 with a link to the video of a snake eating a cat, commenting, “He did it for his sister.” He referred in this email to being on the run and not being able to return to Ontario. Parts of the email did not make sense to Mrs. Newman. On February 18th 2012, Mrs. Newman said that they had no further contact after this until she received an email she believed was from him “three days before his arrest” saying, “How does it feel to be the sister of a murderer?” There was no further contact between the two until after his arrest.

When I asked Mrs. Newman on August 29th 2013 about text messages and brief calls made by Mr. Magnotta to a phone number she shared with her grandmother on May 24th and 25th 2012, she initially expressed surprise. She then recalled having returned his text messages on those dates. When asked about the content of a phone conversation that logs indicate lasted almost four minutes on May 25th 2012 at 07:22, she replied that she could not remember what they discussed.

TELEPHONE INTERVIEW WITH MRS. ANNA YOURKIN (MR. MAGNOTTA’S MOTHER) ON FEBRUARY 20TH 2013

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Mrs. Yourkin stated that prior to her son's arrest, she had last spoken to him in March or April 2012. He had said that he was going to California. They had last seen each other in July 2010. He was preoccupied, looking around in a suspicious and anxious manner. Their relationship had been strained following their "blowout" during Mr. Magnotta's hospitalisation in Miami when she had refused to tell hospital staff that he was not ill. They did not speak for an entire year following this. She heard through Mr. Magnotta's grandmother (Phyllis Yourkin) that he was married and living in Russia. After they began speaking again in late 2011, she confronted Mr. Magnotta about his lies that he was living in Russia and her suspicion that he was living in Montreal. She believed that he had made the cat killing video despite his denials and allegations to her that it was in fact someone named Jack who had done so. He would remain calm and say, "I guess we'll have to agree to disagree." She received a Mother's Day card from him in May 2013 containing 20\$.

Mrs. Yourkin said that her son shared with her that he suffered from schizophrenia when he was younger. He spoke of people hating him, watching him, being out to get him. When he was in a group home he had heard the voice of Marilyn Monroe talking to him. He moved around a lot and was self-conscious of his appearance. She felt that his decision to change his name was "strange." Mrs. Yourkin worried about him over the years and noticed how unwell he was at times. His behaviour "escalated", for example when stories relating him to Karla Homolka appeared and when he made statements such as "people are looking at me because I'm devastatingly gorgeous." He said that he was running from people who were following him. She noticed over the years that his "social cues were off" he would "laugh and joke inappropriately, talk in the 3rd person, with a grandiose accent." She felt her son was particularly "unwell mentally in late 2011 to 2012." He had mentioned a "Manny" who had forced him to kill cats and he had given her a phone number of his lawyer in New York City. The story sounded bizarre to her, particularly about being forced to go to "California."

TELEPHONE INTERVIEW WITH MRS. PHYLLIS YOURKIN (MR. MAGNOTTA'S GRANDMOTHER) ON SEPTEMBER 4TH 2013

Mr. Magnotta's grandmother said that she maintained regular contact with her grandson through text messaging over the years. She last spoke with him prior to his arrest sometime in the spring of 2012. He had told her at the time that he was married to a woman and had or was about to obtain a good job. Mrs. Yourkin told me that she was not aware of her grandson's homosexuality until "last year" when family members told her so. Her initial reaction was to think, "No, that is not possible." She was aware of his

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mental health difficulties, having suspected he was “paranoid” since he began talking about believing he was being followed at the age of 17 or 18. Since that time, she had observed Mr. Magnotta behave in a suspicious manner (for example checking over his shoulders with a fearful look) on occasion when she would see him. She had to be careful not to comment too much about this or “say things he didn’t like” because this tended to cause him to cut contact with her for a while. When I asked Mrs. Yourkin about phone records showing that Mr. Magnotta had sent several text messages to the number she shared with Melissa Newman on May 24th and 25th 2012, she could not recall having received or sent such messages. When I told her that Mr. Magnotta had called on May 25th 2012 at 07:22 and had stayed on the line for almost four minutes, she could not recall having had a conversation with him or the content of such a call. She said that she did not have any further contact with him until many months later after his arrest and detention in Montreal.

SUMMARY OF MR. MAGNOTTA’S PSYCHIATRIC TREATMENT AT THE PRISON IN BERLIN FOLLOWING HIS ARREST

According to Dr. Thomas Barth’s discharge summary, Mr. Magnotta was transferred to the prison hospital in Berlin after a psychiatric consultation. He had been assessed by a general practitioner on June 5th 2012 and was felt to need a psychiatric assessment after his initial stay in the general population. Mr. Magnotta appeared to be disturbed on his initial psychiatric assessment. He maintained poor eye contact and stared into the void. He presented with psychomotor retardation (slowed movements). He appeared to have eyeliner that may have been obtained by using the ash of a cigarette and he indicated that he wanted to look like a woman. At the beginning of the evaluation, he asked Dr. Barth to shut the window because he felt like he was being watched. He stated, “She is recording me with a camera, she is casting a spell on me, I’m scared.” He reported the ongoing impression of being watched by “Debbie who never leaves me alone and observes me with a telescope.” He commented that his mother was making fun of him and was happy to see him suffer. He expressed some anger regarding this.

During the whole interview, Mr. Magnotta’s emotional expression did not change and he seemed absent. He tried nevertheless to be friendly and was polite, and socially adequate. He appeared to mumble to himself during short interview breaks. At one point, the interviewer pulled his cellphone out of his pocket, which appeared to scare Mr. Magnotta who appeared to think it was a weapon. He added, “I’m scared, I’m anxious and alone. I want to speak to my grandmother. I don’t know why I’m scared.” He reported having concentration problems but he showed no disorientation to place,

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person, and situation. He reported feeling distressed and having sleeping difficulties. He talked a lot about feeling anxious.

Dr. Barth noted that Mr. Magnotta described having symptoms of thought withdrawal as well as delusional perceptions and delusions of control due to the auditory hallucinations which he believed were linked to a radio in his head. He also thought that people could read his thoughts and that they would be heard on the radio (thought broadcasting). Upon waking, he would hear someone say, "bitch." He was noted to be distracted. He described feeling heaviness in his legs, which he attributed to the curse of a witch. He stated that his mood was "bad" but that he did not have any suicidal thinking. He was anxious about being poisoned by steroids. He recognized that he was ill and needed to be treated. Dr. Barth felt that Mr. Magnotta was in a florid psychotic state.

Dr. Barth started Mr. Magnotta on Risperidone 2 mg per day after learning of his history of schizophrenia. From June 11th onward he was treated with Risperidone 4 mg per day and Ativan 3 mg per day. Due to deterioration in his mood and ongoing sleep difficulties, Remeron 30 mg per day was added on June 14th. During his jail hospital stay, Mr. Magnotta appeared to be more or less as described on the day of his admission. Most of the time, he was withdrawn in his room, not seeking contact with other detainees. He received many letters and postcards from unknown persons, supposedly sensation seekers or journalists, which scared him and he refused to read them. He also complained of stomach problems since he was arrested. He was seen by an internal medicine specialist but refused a gastroscopy due to the fear of swallowing the endoscope. An abdominal ultrasound on June 13th showed no pathological findings. Pantoloc was added to his list of medications (for gastric reflux). His initial blood work showed normal electrolytes, liver function, and thyroid function. He showed negative results on infectious disease screening.

Later in his admission, Mr. Magnotta reported having a radio in his head and hearing voices. He also stated, "Robin gave me steroids and since then I've been sick. My stomach aches, I probably have cancer because of these steroids. Robin is an arsehole." Upon inquiry, Robin was identified as being a former boyfriend. Mr. Magnotta continued, "Robin poisoned me. Since then my legs are so heavy I can't play tennis anymore. My father is schizophrenic. Everybody made fun of me. Can you close the window, I feel observed here. Here in Berlin, I lived at Franck's place, he has my luggage. I took medication Risperidone but that's at Franck's place, probably in my luggage. I used to work as a prostitute. I felt handicapped all my life. Manny taught me how to sleep with men. He also told me that Jenny worked with Stephen Harper, he is evil. Manny persuaded me not to take my Risperidone anymore. We drove to Miami

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where he beat me, he forced me to drink his urine and eat his feces. I had to do a blowjob for him and he gave me money for it. Manny forced me to have sex with other men but I did not like that. I also had to do sex videos that I did not want to do and he sold them. The videos were with animals but I like animals, I used to have a dog. She watched me, when I was outside somewhere with the camera, that's why I don't like going outside anymore. She is a witch." When asked who he meant by "she", Mr. Magnotta did not respond and continued, "She is a witch. I want to see my grandmother, she is the only person who can help me. But I haven't seen her since the last two years. My mother is an alcoholic, my stepfather beat me repeatedly over all those years, pressed me against the wall until I could no longer stand it. I did not take Risperidone very regularly, lately not at all I think. I'm scared of the witch. Every time I hear a song by Elton John, I have to move. But I don't like that. She is a witch and is laughing at me. I hate her. I hate my mother."

Dr. Barth's final diagnosis for Mr. Magnotta was of a severe psychotic episode related to suspected paranoid schizophrenia. He also noted that Mr. Magnotta suffered from gastritis.

SUMMARY OF NOTES DOCUMENTING OBSERVATIONS AND DISCUSSIONS WITH MR. MAGNOTTA DURING HIS EXTRADITION FROM BERLIN TO CANADA

I met with Dr. Thomas Barth at the prison hospital in Berlin on June 18th 2012 at 09:50. He informed me that Mr. Magnotta's list of medications would be provided when he was transported to the airport later in the day. Dr. Barth informed me that due to his observations of Mr. Magnotta for seven days, he believed him to be suffering from paranoid schizophrenia. He said that Mr. Magnotta was in distress during the initial assessment and he had requested Mr. Magnotta's medical records from North York (Toronto) and Miami where he previously had been treated, but had not received them yet. He described Mr. Magnotta as being frightened and feeling influenced by witches and he had asked Dr. Barth to close the windows. He described strange body sensations and numbness as well as thought broadcasting. He described that Mr. Magnotta would often stare into the void and mumble to himself. He described to Dr. Barth that he was scared of being tortured. Dr. Barth stated that he spoke once with Mr. Magnotta in the presence of his lawyer. He said that Mr. Magnotta presented no management problems in their facility as he was not agitated or hostile and presented no suicidal thinking. He was withdrawn, did not socialize much and would spend much of his time staring into the void. Dr. Barth told me that he had seen Mr. Magnotta on at least three occasions during

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his one-week stay. He said that Mr. Magnotta did not present any strange behaviours and he maintained appropriate hygiene.

I met with Mr. Magnotta for the first time in Dr. Barth's office with Dr. Barth and the head nurse of the unit present. After giving Mr. Magnotta my confidentiality warning, I asked him about his symptoms and he began speaking about being given steroids since he was 16 years of age and that an individual by the name of Robin had poisoned his drinks. He felt that individuals were trying to kill him or torturing his stomach. He asked if we could close the window, stating that he was being "watched by the fucking witch Debbie." When asked who she was, he said that he didn't know and that it just "popped in to my head." He said that someone outside the window was watching him, but he was not sure who this was. He believed that they were spying on him because they were evil. He described hearing voices that sounded like "a radio in my head saying 'bitch.'" He said that it was probably Debbie because she liked to watch him and that she was a bitch. When asked if the voices were talking to each other, he replied positively and added that they scared him.

When asked if he had ever used any street drugs, he replied that a friend Manny had given him marijuana but that he did not like taking drugs. He added that Manny kept telling him to stop his medications and forced him to drink. He then began mumbling to himself. He spoke about having been treated by Dr. Weinstein and having been admitted to Scarborough General Hospital and Centenary Rouge Valley Hospital for occasions because he was "under a spell." He described having overdosed on medications and being treated on a psychiatric ward and as well having tried to jump in front of a subway in the past. He described having lived in a group home, Harrison House, for two years and that this was due to his diagnosis of schizophrenia. He said that he felt depressed and his grandmother did not talk to him and kept hanging up on him when he would call. When I asked him why he had come to Berlin, he stated that he had met an individual by the name of Franck on the Internet who told him to come and live with him and that he would take care of him. He then added that he was a prostitute and that Manny had forced him to do this for a long time.

I noted on mental status examination that Mr. Magnotta looked down and up at us slowly on a couple of occasions. He had a flat emotional expression with very little variation. The inflection of his voice was very childlike and almost whiny with an upper rise in tone at the end of sentences as if he was asking a question. When asked to recall the confidentiality warning and my role, he initially said, "I don't remember" but then stated that I was present to "take care of me." He then added spontaneously that he did not remember all of the warning that I had given him about me possibly being asked to testify

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at a later date. When asked about his recent whereabouts and why he was in prison, Mr. Magnotta winced and complained about having stomach pain in a way that had somewhat of a dramatic quality. He asked to go to the washroom and said that he felt better when he returned. He said that he would rather not keep talking because he did not like the topic of discussion. He did not express any other strange behaviour and he did not appear to be hallucinating, other than the mumbling to himself. I noted at the time that he appeared to thrust forward that he was hearing voices his diagnosis of schizophrenia because he spontaneously mentioned this at the very beginning of the interview without solicitation. He said multiple times that he was scared but his emotional expression appeared more flat. He did not appear suspicious or fearful, but rather hesitant. He said that medications would help him and that he needed more to sleep. I added as an initial impression in my notes that his presentation had somewhat of a theatrical quality.

After Mr. Magnotta left the office, Dr. Barth informed me that he appeared much the same as his last visit with him. He had maintained the same childlike and tone of voice all week.

Later in the afternoon, when Mr. Magnotta arrived at the airplane accompanied by Berlin security officials and Dr. Barth, I spoke with Mr. Magnotta briefly after he was settled into the cabin. He was calm and had a flat and somewhat anxious expression. He still had the same childlike tone of voice. He said that he did not remember the specific time it was when he normally received his evening medications. I reassured him that he could speak with me whenever he liked at any time during the flight. Just prior to departure, I was given enough of Mr. Magnotta's medication to last during the flight, including : Ativan 1 mg per day, Risperdal 2 mg per day, Pantoloc 40 mg per day, and Mirtazapine 30 mg per day.

During the flight, Mr. Magnotta was seated and restrained with shackles. He remained calm throughout. He ate slowly and methodically when offered food at regular intervals and was soft-spoken. He answered questions appropriately but did not offer any spontaneous conversation, except to ask for meals, water or to go to the washroom. For most of the flight, he appeared to try to sleep with his eyes closed. At one point, he tried to watch a film and was offered headphones. He said that he was not able to concentrate when asked and told me that he did not want to say why this was. At times, when he was seen to be shivering and was offered blankets, he thanked the officers politely. He did not show any abnormal behaviour. He stated at each of the times that I spoke to him that he appreciated my concern for him but that he preferred "not to make any statements." When we were making our final approach, I screened Mr. Magnotta again for any

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symptoms or any side effects from medication. He stated that he frequently had to urinate and that he had perhaps some side effects (tremor) but then stated that this was perhaps because it was cold. When asked again if he wanted to talk with me, he said “I don’t really feel like it right now” in a slow and deliberate tone. He said he did not have any suicidal thinking or any homicidal ideas. He appeared calm. He did not appear sedated.

SUMMARY OF MEDICAL RECORDS AT THE RIVIÈRE-DES-PRAIRIES DETENTION CENTRE SINCE JUNE 20TH 2012

Mr. Magnotta was initially assessed by Dr. Jacques Talbot, psychiatrist, on June 21st 2012 at the Rivière-des-Prairies Detention Centre. He described hearing voices and had a fixed gaze. Dr. Talbot noted the prescription dated June 18th 2012 that I had provided to police upon Mr. Magnotta’s arrival in Canada. This included Risperidone 2 mg at night, Ativan 0.5 mg, Remeron 30 mg (an antidepressant), and Pantoloc 40 mg. Mr. Magnotta told Dr. Talbot that he had memory loss for the incident that had led to his arrest. He described suffering from severe anxiety and trembling in his upper body. He described auditory hallucinations of an insulting nature and said that a woman was watching him through all windows. He often saw her in his path. He commented that people could read his thoughts. He reported having been followed by Dr. Weinstein in Toronto and suffering from schizophrenia since he was a teenager.

Dr. Talbot commented that it required a lot of effort to obtain information from Mr. Magnotta because he did not provide information spontaneously. His voice was monotone. He described his voices as being like they were from a radio and that they frightened him. He heard only words but could not understand the meaning. Dr. Talbot commented that he did not show any anxiety or tension and that he presented a flat emotional expression without any modulation. He did not present with sadness, regrets or a depressed emotional expression. He was oriented to time, place, and person. He commented that Manny had told him to stop medications when he arrived in Montreal, that he had become crazy. Dr. Talbot noted that Mr. Magnotta had fine tremors in his hands. He had light rigidity in his upper limbs. Dr. Talbot noted that a nurse had observed Mr. Magnotta trembling a great deal during his initial interview with the general practitioner at the jail and he talked about hearing voices of a woman. Dr. Talbot decided to add an anticholinergic medication to reduce his rigidity. He formed the opinion that Mr. Magnotta presented a partially toxic response to an elevated dose of Risperidone.

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Dr. Talbot saw Mr. Magnotta again on June 28th 2012. He had requested a blood level of Mr. Magnotta's prolactin hormone and the result showed it was elevated (prolactin levels being related to side effects of certain antipsychotics such as Risperidone). He noted that Mr. Magnotta had a flat emotional expression and he appeared to ambulate rigidly. He again had slight rigidity in the left arm. He had a mild tremor in his hands. Dr. Talbot hypothesized again that Mr. Magnotta was suffering from extrapyramidal side effects of Risperidone. Mr. Magnotta reported that he continued to hear voices in his head calling him ugly. It was like voices on the radio. He said that he was sleeping well.

Dr. Talbot saw Mr. Magnotta again on July 3rd. He still had a relatively rigid pattern of walking, somewhat robotically. He was anxious about the change of his medication (his Risperidone had been reduced). Dr. Talbot added Seroquel (an antipsychotic). Mr. Magnotta continued to complain of hearing voices that were somewhat helped by the medications. He continued to present with a flat expression and little spontaneous movements. Dr. Talbot concluded that he presented with parkinsonism (rigid flat expression with little spontaneous movement, a side effect of antipsychotic medications).

He was seen again on July 10th. Dr. Talbot noted that Mr. Magnotta's limbs were perhaps a little more supple. He complained that he was feeling very anxious and that he was being watched by "Debbie who is a witch who makes me sick." He complained that she was watching him all the time and prevented him from sleeping. Dr. Talbot continued to increase the Seroquel and maintained his Risperidone at 2 mg per day.

When Dr. Talbot saw Mr. Magnotta on August 21st 2012, he noticed that Mr. Magnotta's emotional expression was more spontaneous than in the past. His prolactin level had gradually decreased by August 9th. Mr. Magnotta described that he was feeling less stiff than before. He was receiving 400 mg of Seroquel at night and requested that he receive some in the morning. He did not present any depressed affect, sadness, or suicidal ideas. Dr. Talbot informed Mr. Magnotta that he would not see him again and Mr. Magnotta expressed anxiety about receiving his medications.

On November 21st 2012, Mr. Magnotta was seen in consult by Dr. Renée Roy, psychiatrist, at the Rivière-des-Prairies Detention Centre, at the request of the Director of Professional Services of the *Institut Philippe-Pinel de Montréal*, a maximum security forensic psychiatric hospital that has a service agreement with the jail. Mr. Magnotta had asked through his lawyer to change psychiatrists. His medication at the time of this consult was following: Seroquel 300 mg at night, Aivan 2 mg twice daily, Kemadrin 5 mg four times per day (an anticholinergic), Pantoloc 40 mg twice daily, and Remeron 30 mg at night. Mr. Magnotta described feeling tired, having difficulty sleeping, pacing

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in his cell and being troubled by many ideas in his head. He did not suffer from nightmares but sometimes had bad dreams concerning members of his family. He reported episodes of anxiety during the day when there was a change in routine, having difficulty breathing at times. Ativan helped with this. Dr. Roy described Mr. Magnotta as talking in a monotone voice but his thought process was coherent. He insisted on describing his anxiety symptoms and his worry about other detainees and his isolation. He said that he felt comfortable with the staff and guards. He was scared that the other detainees would harm him or eventually kill him and he felt more comfortable when he was alone in his cell. He did not report any delusions. He was preoccupied by auditory hallucinations of voices putting him down. His emotional expression was sad and fixed with no modulation. He did not present with any suicidal thinking. He described having a special connection to Marilyn Monroe.

Dr. Roy noted that Mr. Magnotta seemed to have long-standing difficulties with functioning, which first manifested during his adolescence and that he might present the signs of a personality disorder. She noted that a diagnosis of paranoid schizophrenia had been made in the past. Mr. Magnotta described to Dr. Roy that he was not comfortable in his interviews with Dr. Talbot and was upset that Dr. Talbot did not agree to prescribe him Risperdone.

Dr. Roy saw Mr. Magnotta again in December and has continued to follow him regularly since. She has continued to adjust his medication. Mr. Magnotta's medications as of September 12th 2013 were the following:

1. Seroquel 100 mg three times daily and 750 mg at night (1050 mg total per day)
2. Remeron 15 mg at night
3. Zoloft 200 mg (antidepressant)
4. Zopiclone 15 mg at night (sedative)
5. Ativan 0.5 mg at night
6. Pantoloc 40 mg twice daily

SUMMARY OF THE OFFICIAL POLICE RECORDS OF THE ALLEGED OFFENCES

On Tuesday May 29th 2012, Montreal Police received a call concerning a possible cadaver in a suitcase beside an apartment building on rue Decarie. There was a strong scent of decomposition and flies were buzzing around the suitcase, which had been placed next to furniture and other articles of garbage to be picked up. The superintendent

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of the building along with another gentleman had opened the suitcase partially and noticed what appeared to be a human torso. When officers arrived, they confirmed the presence of a human torso (without limbs or head) in the suitcase. According to witnesses, the suitcase and the other items for garbage pick-up had been there for several days.

Later in the day, while police were processing the scene on rue Decarie, a package was received at the Conservative Party Headquarters in Ottawa, containing a human foot. Another package was intercepted shortly afterwards containing a human hand, which was addressed to the Liberal Party of Canada in Ottawa. Video surveillance of a Canada Post location at a pharmacy not far from the apartment on Decarie showed a man similar in appearance to the one videotaped through the Decarie apartment building video cameras placing sacs of garbage outside the apartment building. Further verification determined that the suspect, Luka Rocco Magnotta, was a resident of apartment 208 at 5720 Decarie. Upon entering apartment 208, the police noticed a chemical odor accompanied by an odor of “death” in the apartment. There were traces of blood on a table in the kitchen. In the living room, there was a sofa and sheets wrapped around a mattress. The police then confirmed that the suspect Magnotta did in fact reside in apartment 208 according to bills found on the scene. This included a receipt for pizza dated May 25th at 18:03 hours. Police learned later that Mr. Magnotta had exchanged 2 000\$ for Euros around 11:00 in the morning of May 25th.

Very early in the investigation, a witness informed police of a video circulating online of a possible killing and dismemberment. The video was on a website called kevin.666 and was titled “Time to shake things up a bit.” The same video was circulating online elsewhere with the title “One lunatic, one ice pick.” On May 30th 2012, the police began to suspect that the body found on Decarie could be that of Mr. Jun Lin, a Chinese national living in Montreal.

Police obtained a copy of Mr. Magnotta’s passport and confirmed that he had left the country for Paris, France on May 26th on an Air Transat flight. He purchased his ticket under the name “Luka Magnotta” through the website “lastminute.com” at 20:59 on May 26th, when he was already at the airport. They learned that the return ticket was for June 1st 2012 at 13h00.

During the crime scene investigation at 5720 Decarie on May 29th 2012, the human torso found in the grey suitcase outside was identified as belonging to a man. It had lacerations and penetrating wounds to the abdomen and the genitalia were intact. The police began investigating all of the garbage at the scene and discovered several garbage bags

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containing items possibly related to the crime. This included several items of clothing, some of which were stained with what looked like blood. It also included: latex gloves, cleaning products, a camera, a cellphone, a blue marker, a laptop and a coat. Other bags contained a screwdriver, a hammer, a vinyl tablecloth covered in blood, an electric “Mastercraft Multi-Crafter” saw, a dead black and white puppy, a leg and two arms with the hands cut off, a Casablanca poster, and a left leg without the foot. In the apartment, the mattress was found to be soaked in blood. It was wrapped in plastic with duct tape. A forensic assessment using luminol indicated that the apartment was tainted with blood, particularly in the living room between the bed and the sofa. Blood was found on the floor in the kitchen and in the bathroom as well as many bloodstains in the hallway in the apartment. A message reading, “If you don’t like the reflection don’t look in the mirror, I don’t care” was written on a wall.

Montreal police contacted Peterborough police on May 30th 2012 in order to begin interviews with Mr. Magnotta’s family. Peterborough police spoke with Melissa Newman and Anna Yourkin (Mr. Magnotta’s sister and mother respectively). Melissa Newman advised police that she did not have much contact with her brother who she referred to by his birth name, Eric. She had no contact with him since three months prior, by Skype. She indicated that he was acting strange and had led her to believe that he was in Russia. She did not believe it. He had sent her e-mails with links to killing cats. She believed that he was in the Montreal area but did not have his address or phone number. She believed he had more contact with her grandmother, Mrs. Phyllis Yourkin, who lived in the basement of Melissa Newman’s residence.

Later in the day, officers located Anna Yourkin and she told them that she had received a Mother’s Day card from Mr. Magnotta with no return address earlier in May 2012. She had last seen him in August of 2010 however he had called her about two months prior. She said that he was saying “bizarre things” and led her to believe that he was living in Russia. She stated that he was suffering from schizophrenia and was “very paranoid.” She described him as being unstable and having numerous mental health issues. One month prior to police contacting her, Anna Yourkin had received a call from detective Daniel Vega of the Peterborough Police Services about an animal cruelty investigation and Mr. Vega had wanted to know Mr. Magnotta’s whereabouts. She did not know how to contact him. She had received an e-mail from him on May 13th 2012, thanking her for some kind words that she had said about him in a previous e-mail. He used an e-mail that Anna Yourkin believed had since been shut down.

On June 1st 2012, police had begun processing the data from the camera and memory cards found at the crime scene and were informed by their experts that this included the

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sequences of video and photos that seemed to be the original source material of the video posted on the kevin.666 Internet site. Police discovered in this original source video several sequences not found in the Internet video, including one where the suspect lies on the bed and rubs his genitalia with the dismembered right arm of the victim. The face of Mr. Magnotta is distinguishable. Later in the day on June 1st, police received information that an occupant believed to be Mr. Magnotta had rented a room in a Paris hotel using a Canadian passport and the name “Kirk Tramell.” Police were informed early on June 4th that Mr. Magnotta was believed to have left France on May 31st by bus to Berlin.

Later on June 4th 2012, Montreal police were informed that an individual believed to be Mr. Magnotta had been arrested in a Berlin Internet café. The suspect’s fingerprints were confirmed to be those of Mr. Magnotta several hours later. While Montreal police began to gather information regarding Mr. Magnotta’s arrest in Berlin and began to request his extradition, they were informed on June 5th that a right hand and right foot had been mailed to schools in the Vancouver area and appeared to be those of the victim.

According to the official police report of Mr. Magnotta’s arrest in Berlin on June 4th 2012, he had initially not been recognized when he entered the Internet café and asked, “Monsieur, Internet?” He was shown a computer that he could use. Mr. Magnotta was wearing sunglasses. Initially, the owner of the café had a strange feeling as if he had seen him somewhere before but could not place him. Later, the owner looked on an online newspaper and recognized him as the “porno killer” from Canada that the media had been talking about. He noticed at a distance that Mr. Magnotta was looking at websites concerning himself and his link to the killing in Montreal. The owner went outside and stopped police officers on a training exercise who happened to be in the area.

Upon entering the café an officer asked Mr. Magnotta to identify himself. When asked whether or not he had any pieces of identity, Mr. Magnotta responded negatively. He initially said that his name was Kirk Tramell and that he came from Newark (New Jersey). He said that he was visiting a good friend in Berlin and that he was living with him. He started to become more nervous and when asked if this was really his name and his address, he became less and less sure of himself according to the officer. He then responded with a trembling voice, “Okay, you got me, I’m the person you’re looking for. My name is Luka Magnotta.” He was then arrested and made no attempt to resist. Further investigation uncovered that Mr. Magnotta had 320 euros on his person as well as a credit card. The police discovered a card with the name of a Mr. Rubert Frantz in Mr. Magnotta’s personal effects. When asked who Mr. Frantz was, Mr. Magnotta gave some information and then stated that he did not want to make any statements.

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Mr. Frantz was questioned by the police in Berlin and stated that he met Mr. Magnotta online through the website GayRomeo.com and Mr. Magnotta called himself Kirk. They spoke using the online tool Google translator because Mr. Frantz did not speak English and Mr. Magnotta did not speak German. Mr. Magnotta had told him “that he was in Paris and was having some problems with his friend.” Mr. Frantz invited him to come to Berlin and the next day, Mr. Magnotta accepted to come by bus. When he arrived, Mr. Magnotta had long hair and Mr. Frantz told Mr. Magnotta that he did not like his hairstyle and that he should cut his hair. Mr. Magnotta told Mr. Frantz that he wanted to go “dragging” in Berlin. Mr. Frantz agreed to let Mr. Magnotta stayed with him for a couple of days, even though he was no longer interested in having a sexual relationship with him. In the evenings, they went to gay bars. Mr. Magnotta had deactivated his account on Gay Romeo but registered himself on an escort website.

Montreal detectives spoke with Mr. Feng Lin, Mr. Jun Lin’s partner, on June 12th 2013. Mr. Feng Lin told them that he believed the images of the man in the first part of the online video were not of his partner because Mr. Jun Lin had more pectoral and abdominal muscles than those of the man tied up and blindfolded.

On July 1st 2012, the Montreal police received a fax from a lawyer in Ontario informing the police how and where they could find Mr. Lin’s head. The police followed the instructions and found a human head in a state of advanced decomposition in Park Angrignon in Montreal, a location a few metro stations from Mr. Magnotta’s apartment on rue Decarie. Police were able to identify the head as belonging to Mr. Lin through DNA analysis.

During the preliminary inquiry, Jacynthe Prévost, forensic biologist, testified that many items found in apartment 208 on 5720 Decarie had Mr. Jun Lin’s DNA on them. These included knives, a hammer, a screwdriver and an electric saw found at the scene. All had blood on them and the saw and knives had pieces of flesh on them as well.

During the preliminary inquiry, an employee at the Canada Post counter at the Jean Coutu pharmacy on Queen Mary Road in Montreal, testified that a male identified as Mr. Magnotta returned a box purchased earlier the same day (May 25th 2012). He said that the box was too small. Later still, Mr. Magnotta returned to mail two boxes, one each to the Liberal and Conservative Parties of Canada.

Forensic analysis of the hard drive on Mr. Magnotta’s laptop computer recovered by police in Berlin uncovered a copy of an email sent by Alan Ford (alanford348@yahoo.co.uk) on May 25th 2012 at 21:45 to info@thesync.com regarding

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the publication of the video online. In the email Mr. Ford comments how he is excited at having found the video “that everyone has been looking for” and that it was “apparently filmed in Russia.”

SUMMARY OF SERGENT DETECTIVE CLAUDETTE HAMELIN’S MEETING WITH POLICE PROFILERS ON JUNE 12TH 2012

Police profilers told Montreal police detectives that according to the written and video material available at the time, Mr. Magnotta did not appear to be “disorganized” at the time of the alleged offences. They had had the impression that it appeared to be a planned scenario, a film and he was the screenwriter and the director showing histrionic elements (theatrical behaviour and mannerisms). They opined that he was looking to provoke and to fill a great degree of emptiness. He seemed to want to put himself on a pedestal. He seemed to like to talk about himself and his motive appeared to be to attract attention to himself. They opined as well that he might have a narcissistic personality. They equally described that the sexual acts were of a paraphilic nature, for example he tied the victim and covered his eyes. They discussed the principle of lust murder (murder and mutilation of a victim motivated by sexual gratification) and he seemed to be interested in aesthetics. He did not appear to be sexually aroused (there was no evidence that he had an erection in the videos) and it seemed to be just a show to shock the audience. He did not appear intoxicated. He appeared very organized, planned and premeditated to them. The profilers additionally used psychodynamic theories based on what was known of Mr. Magnotta’s family relationships to date. They hypothesized that his relationships with others appeared to be only utilitarian. He was envious and came from a disorganized family. He appeared to like to talk about himself, to bait people and to brag. They added that specialists would “drool” to be able to meet him because this could possibly lead to publishable scientific articles. They stated that he appeared to be a seducer. They suggested however that one would need to verify whether or not he ever made suicidal attempts in the past and whether or not he had a psychiatric history.

SUMMARY OF THE TOXICOLOGY AND AUTOPSY PERFORMED ON THE VICTIM

Stomach content and bowel analysis showed that Mr. Lin had trace quantities of diphenhydramine (Benadryl) and 2 mg of Temazepam in his stomach. The results need to be interpreted with caution given the degree of decomposition of the body. No other toxic substances were found.

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The autopsy report by Dr. Yann Dazé, Forensic Pathologist, commented that several tools had been found at the scene of the crime, including knives, a screwdriver, an electric saw, scissors, and a hammer. Several traumatic lesions were found on the body of the victim. Although the torso was in an advanced state of decomposition, several ante-mortem (before death) and post-mortem (after death) wounds were identifiable. It was also not possible to determine whether some of the wounds were present before or after the death of the victim. The hands and feet were in slightly better state of preservation and Mr. Lin's head was in an advanced and almost skeletal state of decomposition. Dr. Dazé stated that Mr. Lin most likely died due to his throat being cut, due to evidence of bloody infiltration in the neck due to major blood vessels being lacerated.

The post-mortem lesions included several stab wounds to the thorax and abdomen. As well, several lacerations were present on the limbs. Additionally, the fingertips on the left hand recovered were removed (cut off). Lacerations were found in the rectum and around the anus.

The examination of Mr. Lin's head showed multiple fractures in the maxillary and zygomatic bones of the skull (left face around and below the left eye). The autopsy could not reveal whether or not these injuries occurred before or after the death of the victim. During the preliminary inquiry, Dr. Dazé testified that the facial fractures were likely caused by blunt force trauma and this could have contributed to death or at least seriously decreased the consciousness of the victim if inflicted ante-mortem.

The body of the victim was dismembered into ten portions (head, torso, arms, legs, hands and feet). According to Dr. Dazé, even though the soft tissues were cut with a cutting implement such as a knife and had left visible marks on the surface of the bones, the sectioning of the limbs were due to them being struck with a blunt object creating multiple fractures. An electric saw could have also been used. Flesh was found on the blade of the electric saw recovered at the scene.

INTERVIEW OF BENJAMIN/DONG DONG XU (A CLOSE FRIEND OF MR. JUN LIN) ON MAY 31ST 2012

Mr. Xu reported Mr. Jun Lin missing on May 27th because he had not shown up for his work at a convenience store on May 25th and 26th. He stated that Mr. Lin had been in a relationship with another man for the last three years but the other man had left to go back to China. Mr. Lin had recently moved in with another man. Mr. Lin was known to

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his friends as “Justin” and to his straight classmates as “West.” On Facebook, he went by the name of “Patrick.” He sometimes referred himself as “Peter” to gay acquaintances. Mr. Xu stated that Mr. Lin did not use alcohol but sometimes smoked marijuana. When Mr. Xu heard that the suspect, Mr. Magnotta, was a gay porn star, he thought that perhaps the body found could be Mr. Lin “because he was a very pride person.” He explained that Mr. Lin’s looks were very important to him and that he wanted to be a star. He said that although he did not believe that Mr. Lin was very promiscuous, he thought that he might have casual sex with other men on a regular basis. He said that Mr. Lin was a permanent Canadian resident since 2010 and a Canadian citizen. Mr. Lin had previously had Botox treatments and a hair transplant in the past.

POLICE INTERVIEW OF MRS. PHYLLIS YOURKIN ON JUNE 22ND 2012

Mr. Magnotta’s grandmother, provided general information already mentioned earlier in this report about Mr. Magnotta. She added that he had told her that he was married, and had a wife. Mrs. Yourkin was vague when asked specifically about Mr. Magnotta’s previous mental health issues.

POLICE INTERVIEW WITH ELDEN YOURKIN (MR. MAGNOTTA’S UNCLE) ON JUNE 20TH 2012

Elden Yourkin told the police that his nephew had been quite flamboyant in the past. Four to five years previously, Mr. Magnotta arrived for a visit and made a big production of being there. For example, he had a “Paris Hilton look”, wearing a white fedora, driving a black SUV and having a little dog. He seemed somewhat sedated or medicated. Mr. Yourkin said that some of the web postings defending Mr. Magnotta appeared to be similar to the wording of Mr. Magnotta’s own writings, including the same type of spelling errors. He said that his nephew was very Internet savvy and he believed that his nephew had been somewhat frustrated at not being able to break into the modeling world. He was aware that there were websites trying to shut down his nephew’s attempts to boost his image online.

POLICE INTERVIEW OF ANNA YOURKIN (MR. MAGNOTTA’S MOTHER) ON JUNE 20TH 2012

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Mrs. Anna Yourkin told police that her son was often bullied in school. She said that he moved in to stay with his grandmother when he was about 13 or 14 years old, and then after hesitating, stated perhaps 16 years of age. She said that he “ran away.” Mrs. Yourkin said that she was very supportive of Mr. Magnotta’s sexual orientation. He told her that he was married and living in Russia and lied to her about his lifestyle. While Mr. Magnotta was living in Montreal, she told him that they would have to talk about him falsifying his life circumstances. Mr. Magnotta told her that someone had forced him to do the kitten killing and he told her about having contacted a lawyer in the United States regarding this. He told her it was not him in the cat videos and she did not believe him. He then said it was not him who had killed the cats, rather it was someone else, a “Jack” impersonating him. She then confronted him and they had a “blowout.” She remembered telling him that she was angry that he had told her earlier that someone had held a gun to his head to force him to kill the cats, that he was married and that this was not true. She additionally told police that her son had changed his name because he wanted a new start and that this was perhaps about the same time that a story had come out about him dating Karla Homolka.

POLICE INTERVIEW WITH MELISSA NEWMAN (MR. MAGNOTTA’S SISTER) ON JUNE 22ND 2012

Mrs. Newman stated that Mr. Magnotta went to live with her grandmother when he was about 16 years of age. As a teen, he was socially awkward, timid, and often teased because of his slick black hair and his tight jeans. She said that he liked to watch movies for hours, and it sometimes including horror or more gory movies. He often read magazines about Hollywood stars. She said that she was close to her brother and open with him about his sexual orientation. When he was with his boyfriend Ron and the latter wanted a child, Mr. Magnotta had asked her to be a surrogate mother and even offered her money to do this. He seemed very close to Ron and was devastated when Ron cheated on him. She stated that her brother started to become “off” when he changed his name to Luka Rocco Magnotta. He often sent email messages to her implying that they were from other people, which she thought was untrue.

Mrs. Newman said that she had spoken with Mr. Magnotta in December of 2011 and he looked “off.” He went on about his flamboyant life and asked if anyone in the family talked about him. He would sometimes refer to himself in the third person and seemed spaced out. She said that he would become very anxious with marijuana and did not drink much. From December 2011 until May 2012, they did not have much contact and only indirectly through his grandmother. She had told him that the “cat thing was not

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normal and that you are scaring me.” She said that her grandmother told her that when he tried to call her from Berlin after his arrest, Mr. Magnotta sounded medicated and “like my dad.”

SUMMARY OF THE VIDEOS AND DVD’S IN THE CROWN DISCLOSURE

Video number 3 shows Mr. Magnotta in *Tabagie Voila* on May 26th 2012.

Video number 4 shows Mr. Magnotta with long hair at the Montreal airport on May 26th 2012. He was carrying a laptop in a shoulder bag.

Video number 5 shows Mr. Magnotta with short hair on June 4th 2012 entering the Internet café in Berlin.

Video number 6 shows Mr. Magnotta with long hair on May 26th 2012 in the Montreal department store *Les Ailes de la Mode*.

Videos number 7, 8, 9, and 10 show pictures of Mr. Jun Lin in China with his family, in Quebec City and in Montreal at a gay pride parade.

Video number 11 shows assorted videos from the surveillance cameras at 5720 Decarie beginning on May 24th at around 21:30 until May 26th 2012 at 17:14 when Mr. Magnotta left for the final time with luggage and wearing sunglasses. His various comings and goings during this time period can be summarized as the following:

After leaving the apartment at 21:32 on May 24th, wearing a white t-shirt and long hair, Mr. Magnotta returns with Mr. Lin at about 20:00. They are recorded entering the lobby and front hallway. At 02:06 May 25th 2012, Mr. Magnotta is seen leaving the building wearing the same yellow t-shirt that Mr. Lin had been wearing previously. Mr. Magnotta returns to the apartment about seven minutes later and is seen checking himself in the mirror in the lobby. He plays with his hair and looks at himself from side to side. At 02:47 in the morning, he is seen placing garbage bags in a garbage container. He is again seen putting more garbage bags in the garbage drums at 02:52. At 04:02, he returns more garbage and puts a box in the recycling bin. He seems to hesitate at one point. At 04:09, he throws out four bottles of wine. At 04:22, he is seen throwing out two pillows with no visible stains. At 04:26, he is seen throwing out more garbage. At 04:31, he places a black garbage bag underneath other garbage in a careful manner. He goes into what appears to be a bathroom to the side of the garbage area and looks at himself in the

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mirror. At 04:36, he is seen leaving through the front lobby with a black and white puppy in his arms, still wearing the yellow t-shirt, and returns one minute later with the puppy. At 06:07, a man is observed emptying the two garbage drums in the building.

At 07:43 on May 25th, Mr. Magnotta leaves the building wearing a pink t-shirt and Mr. Lin's ball cap and he stops to look at himself in the lobby mirror from the side. At 08:48, he returns to the building with a large grey suitcase that appears to be the one the victim's torso was found in. At 09:08, he leaves the building wearing a striped tank top and again checks himself out in the mirror. At 09:09, he returns and leaves again at 09:10. At 12:12, he returns with a plastic bag containing some objects. At 13:09, he is seen throwing out picture frames and wearing blue gloves in the garbage area. At 13:32, he leaves the building through the front door, checks his mailbox but does not look at himself in the mirror (another woman is also present in the lobby).

At 14:17, he returns with a plastic bag in his hand. At 15:50, he is seen throwing out more garbage, wearing blue gloves, wearing a striped tank top and Mr. Lin's ball cap. His hair is now for the first time short. He is again seen at 17:12 throwing out clothes, wearing a white t-shirt and sunglasses. At 18:51, he leaves the building with a shoulder bag, a white t-shirt and is again wearing long hair. He glances at himself briefly in the mirror. At 19:29, he returns and his bag is empty. At 21:00, he leaves the building with two large black bags, wearing a white t-shirt, Mr. Lin's ball cap and his hair is short. He returns about two minutes later without any bags. At 21:53, he throws out more clothing, wearing a white t-shirt, ball cap and short hair. At 22:14, he leaves the building with the grey suitcase that appears to contain a heavy object, wearing a white t-shirt, ball cap and short hair. At 22:16, he returns through the front lobby without the suitcase.

At 05:27 on May 26th 2012, Mr. Magnotta is seen leaving wearing a dark green t-shirt, short hair and Mr. Lin's ball cap through the front lobby. He returns one minute later and then leaves again with two black bags that appear to have heavy contents two minutes following this. He glances at himself briefly in the mirror in the lobby. He returns three minutes later without the bags. At 05:39, he throws out some garbage and again at 05:47. He does the same at 06:26, this time wearing long hair again. At 06:34, he leaves the building through the front lobby with long hair and a shoulder bag, glancing at himself at the mirror. At 09:23, he returns. At 11:11, he is seen leaving with a garbage bag, wearing long hair and again looks at himself in the mirror. At 16:35, he returns without the garbage bag. He is seen again returning to the building at 16:46. At 16:48, he is seen placing two garbage bags in the garbage drums of the building wearing a black t-shirt and same hair. At 17:10, he places another garbage bag in the garbage, wearing sunglasses.

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At 17:14, he leaves the building with the same black t-shirt on carrying luggage and wearing sunglasses.

Video number 12 shows Mr. Magnotta at a *Pharmacie Jean-Coutu* containing a Canada Post counter.

Video number 13 is from the Montreal airport on May 26th 2012.

Video number 14 is a video surveillance of 2121 St. Mathieu in Montreal.

Video number 19 shows an individual suffocating two kittens in a vacuum bag. We briefly see the individual's face but it is not distinguishable.

Video number 20 shows the kittens' post-mortem position on the bed.

Video number 21 begins with an image of a swastika followed by an individual drowning a cat in a bathtub filled with water while the cat is taped to a broom handle.

Video number 22 shows an individual playing gently with a cat on a bed. The cat slowly approaches a large yellow python, which suddenly attacks and devours the cat whole.

Video number 18 shows online forum comments on the website kevin.666 commenting on the video "Time to shake things up a bit" depicting the alleged offence. It also includes pictures of the victim's torso, head and face post-mortem after dismemberment. It contains the video "Time to shake things up a bit" which lasts ten minutes and twenty-four seconds.

Video number 24 (original source material of the alleged offence) shows some photos of Mr. Magnotta with another man. Additionally, there are images of Mr. Lin's body in various degrees of dismemberment. There is a photo of Mr. Magnotta's puppy chewing on the stump of the victim's torso. It also includes pictures of Mr. Lin's head, arm, leg, foot and hand in a fridge and an arm in the freezer (with the door open). It also includes video sequences of the alleged offence:

The first video shows a man tied up, face up on the bed with his arms and legs outstretched. He is snoring, is naked and his eyes are covered. The second video shows him again tied up, snoring and an individual (appearing to be Mr. Magnotta) standing next to him, touching his face. The suspect removes the pillow from under the man's

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head and put a towel over his eyes. The camera then moves. Audio reveals that it is quiet and there does not seem to be anyone else present. The third video shows an individual looking like Mr. Magnotta on the bed on his knees straddling the abdomen of the man who is tied up as he strokes the towel covering the man's head. He then strokes the man's abdomen and appears to be holding an electric circular saw in his right hand. While straddling the man, the individual appearing to be Mr. Magnotta asks quietly "You okay?" The man is seen moving his arms a bit, somewhat restless but he appears very sedated. He is not fully awake and he murmurs. The camera is then taken up and pans over the man.

The next video shows a man already deceased with stab marks on his abdomen, his hands tied and his head covered. Mr. Magnotta is seen standing over him with a knife in his right hand and then moves away.

The next video shows Mr. Lin with the cover off of his head and his throat cut. The following video pans over top of Mr. Lin's head showing with his throat cut and his whole body. The next video shows Mr. Magnotta stabbing the abdomen of Mr. Lin with what appears to be a screwdriver multiple times. Mr. Magnotta is heard sniffing. He then begins to make cuts on Mr. Lin's legs and arms with a serrated steak knife. The next image shows Mr. Lin's decapitated head on its side next to a bathtub and an individual off-camera rotating it upon itself. The next video shows an individual cutting Mr. Lin's right arm near the shoulder, again with a steak knife, cutting his back and we hear the individual sniffing. Mr. Lin's head has already been removed.

The next video shows Mr. Magnotta taking one of Mr. Lin's arms with the hands still attached and he rubs his crotch over his pants with the hand. The following video shows Mr. Lin's torso on its back on the bed with Mr. Lin's head, arms, and right leg removed. A close-up shows the right leg cut through the femur (upper leg bone) and then the camera pans and shows that the left foot has been removed. There are cuts at the upper left leg and it appears to be cut through two thirds of the way already.

The next video shows the victim's torso face down on the bed. The individual holding the camera pans in close, spreads the buttocks and then places the camera down beside the bed. Mr. Magnotta then climbs on the bed clothed and he simulates penetrating the torso from behind while still wearing pants. He then appears to remove the lampshade to provide more lighting. The next video shows a close-up of the torso again face down on the bed. Mr. Magnotta is seen cutting the left buttock again with a steak knife and a fork. A puppy is heard whimpering in the background and once a piece of flesh is removed, it is placed closer to the camera for a couple of seconds with a fork. The puppy is then

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placed on the bed next to the torso and begins eating at the left leg stump. The following video shows a close-up of the torso and an individual is seen penetrating the torso anally with an empty wine bottle. Sniffing is heard again in the background. The individual then penetrates the torso anally with a knife.

In the next video, we see Mr. Magnotta's face most clearly as he lies on the bed where the torso was, faces the camera on his back, lowers his pants and appears to masturbate himself with the right arm and hand of Mr. Lin for about ten seconds. He then gets up, pulls up his pants and we again see him placing Mr. Lin's hand on his genitalia. Mr. Magnotta's facial expression appears neutral with little modulation.

Videos number 32 to 38 show Mr. Lin working at a convenience store on May 24th from 12:00 until 15:00.

Video number 39 includes a video interview of Eric Schorer, the superintendent of 5720 Decarie. The superintendent mentioned that he thought that Mr. Magnotta's hair appeared strange at times and wondered whether or not it was a wig.

Video number 40 shows police video of the grey suitcase as it was found in situ on May 29th and flies are visible.

Video number 41 shows the interior of apartment 208 at 5720 Decarie on May 30th 2012.

Video number 42 shows the path from the Angrignon metro station to the final location of Mr. Lin's head in Park Angrignon. The remains of Mr. Lin's head are shown in situ and again on a glass table. A skull fracture above and below the left eye with a piece of skull missing, are visible.

Video number 43 contains photographs from the mailings to the political party offices in Ottawa. The photos taken at the Conservative Party Headquarters show a box, black bag and pink paper that are in the package containing the left foot of Mr. Lin. Inside the package is a note on pink paper upon which is written, "Stephen Harper and Laureen Teskey (Mr. Harper's wife) will know who this is. They fucked up big time??" A heart is drawn on the paper. Imprinted on the paper but not in ink beside the heart, is the name Neil Fenton (Mrs. Teskey's first husband). The second package, addressed to the Liberal Party office in Ottawa, contained Mr. Lin's left hand with the following note: "You need to speak to Laureen Teskey and her family ! Lots to hide !" A photo of the left foot shows that the lower leg bone (tibia) was cut cleanly above the ankle joint. The return

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address on both of the packages was of a “René Bordelais” in Longueuil. The police learned that René Bordelais (aka Thierry Bordelais) is married to Leanne Teale, formally known as Karla Homolka.

Video 53 shows more sequences of Mr. Magnotta’s comings and goings from his apartment building from May 16th to 26th 2012. In these sequences we see Mr. Magnotta looking at himself in the mirror on May 18th at 06h54. On May 23rd he is seen leading his small puppy on a leash out of the building at 03h26. As the puppy is not walking itself, Mr. Magnotta drags it slowly across the floor and down each step. He helps it and at times waits to see if it will begin walking. At 03h29 he returns, dragging the puppy back through the front door again.

A computer flash drive was provided to me containing the official police disclosure to the defense and the crown. In the file “Scène judiciaire”, there are photos of the mailings containing Mr. Lin’s right hand and foot to schools in Vancouver B.C. The hand was mailed to False Creek School and the return address given was “L. Valentini” from St. Catherines, Ontario. The hand and foot mailed to B.C. were packaged in a similar fashion to those sent to Ottawa. A note written in blue marker accompanying the hand sent to the False Creek School said the following: “Roses are red. Violets are blue. The police will need dental records to identify you. Bitch.” The foot was sent to a private middle school and was addressed to the school’s administrator and the return address was of a “Hubert Chrétien” (former Prime Minister Jean Chretien’s brother) of Gatineau. The note on pink paper in blue marker said the following: “Die bitch ! Soon !” The black bag containing the foot had the UPS code cut out and marked out.

The official crown disclosure also contained files outlining phone calls and text messages made by Mr. Magnotta. On May 24th 2012 he spoke to his father at 05:44 for almost seven minutes. After speaking with the *Régie de l’assurance maladie* (RAMQ) for about 23 minutes at around 12:30, he called and spoke with his father again for about 23 minutes. Around 17:00 he called his sister’s phone number 3 times without answer (his grandmother also shares the phone). Text messages were exchanged beginning at 21:12 in which Mr. Magnotta and his sister or grandmother each express love for and wished each other, goodnight. As a point of reference, recall that video surveillance cameras in his apartment building recorded Mr. Magnotta leaving his apartment at 21:35 and returning with Jun Lin at 22:15. On May 25th at 05:21, Mr. Magnotta spoke with his father for about five minutes. He called and texted his sister or grandmother’s phone number four times without answer beginning at 06:47. They spoke at 07:22 for about three minutes.

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The official crown disclosure flash drive also contains a copy of Mr. Magnotta's passport application form signed on March 20th 2012. In the application he apologised for having accidentally scratched the photo on his existing passport (which expired in 2016) and asked for a new one to replace it. He added, "This situation is very stressful to me, I sincerely apologise. Please believe me I am sincerely sorry."

The numbered videos I obtained included a video of Mr. Magnotta made in 2007 called "Plastic makes perfect." This video was corrupted and unreadable. However, I was able to locate a version of this video on the Internet site YouTube, lasting twenty-one minutes. In this video, Mr. Magnotta poses for the camera doing an interview for a TV show about cosmetic surgery. He stated that he had had two hair transplants, that he had lightened the colour under his eyes, and that he had had a nose job. He said that he was planning on getting pectoral implants. He admitted being self-conscious. He stated that the number one thing in importance for him was his looks and the second one was intelligence and the rest he did not elaborate further. He admitted that people called him vain and that he looked at himself in the mirror all the time. He looked relaxed and appeared to enjoy being on camera and the possibility of being on a TV show. His thinking was organized. His emotional expression was appropriate. There was no odd content to his thinking or behavior.

I also received a CD containing an audio recording in December 2011 of Mr. Alex West, journalist for the Sun newspaper in London, interviewing Mr. Magnotta at his hotel room. At the beginning of the interview, Mr. West told Mr. Magnotta that he was not recording. Mr. Magnotta said that people calling at the hotel were harassing him. He said, "I don't want to be hunted down and murdered." He denied having any part of posting stories about himself online and repeated that he wanted "to remain as anonymous as possible." He said that he never manipulated the media and Mr. West confronted him about the fact that postings on his own website talked about how to manipulate the media. Mr. Magnotta said that he did not use any e-mail addresses and that he was not the person in the cat killing videos. He claimed to have received five hundred death threats in the previous year. Later on as Mr. West became more and more insistent, Mr. Magnotta appeared to catch Mr. West twisting his words and trying to get Mr. Magnotta to admit to posting the cat videos. In the recording, Mr. Magnotta sounded somewhat indignant and detached.

Following the interview between Mr. West and Mr. Magnotta at his London hotel room, the newspaper Sun talkback received e-mail from a "John Kilbride." At the beginning of the e-mail is written the following: "Well, I have to say goodbye for now, but don't worry, in the near future you will hearing from me again. This time, however, the

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victims won't be small animals. I will send you a copy of the new video I'm going to be making. You see, killing is different than smoking.. with smoking you can actually quit. Once you kill, and taste blood, it's impossible to stop. The urges just too strong not to continue."

The e-mail goes on to make sexually explicit comments about a male journalist at the newspaper that the individual writing e-mail described as sexy. The email goes on to describe sexual acts that he would like to do with the journalist including hoping that he would be raped or beat up by the journalist. The individual goes on to say that he had an erection during the entire encounter with the journalist. He added:

"You know the fun part of all this is watching millions of people get angry and frustrated because they can't catch me. That's why I love this. I love the risk factor. It's also fun watching people work so hard gathering all the evidences, then not being able to name me or catch me. You see, I always win, I always hold the trump card, and I will continue to make more movies."

The email goes on and later adds the following:

"...but next time you hear from me it will be in a movie I am producing, that will have some humans in it, not just pussies :) The things I have seen and the things I have done, you can only imagine. Well it was fun fucking around with everyone, so have a merry Christmas and a happy new year. I know I will :)

Getting away with all this, that's genius."

During the preliminary hearing in March 2013, investigators were able to identify a second man unidentified man (John Doe), not Mr. Jun Lin, in the online video depicting Mr. Lin's death and dismemberment. According to the electronic time signatures, officers stated that these images were recorder on May 18 and 19th 2013. They include the part of the video showing a naked and sedated John Doe tied up on the bed and Mr. Magnotta straddling him. These images end when the first ones of an inanimate Mr. Lin appear with his throat already cut. Additionally, surveillance camera evidence was produced showing Mr. Magnotta and a man (who appears to be John Doe from the online video) entering Mr. Magnotta's apartment building on May 18th at 23:00. On May 19th at 04:31, Mr Magnotta is seen placing a garbage bag in a garbage bin in the basement. On May 19th at 11:25 Mr. Magnotta is seen guiding a drowsy-looking John Doe by the arm out of his building.

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VIDEO INTERVIEW OF MR. MAGNOTTA WITH MR. JOE WARMINGTON, TORONTO SUN JOURNALIST IN 2007

Sometime after stories began circulating on the Internet that Mr. Magnotta was dating Karla Homolka in 2007, the former contacted Toronto Sun journalist Joe Warmington to give his side of the story. An excerpt of this interview was filmed and is posted on the newspaper's website. In the 1 minute 34 second video, Mr. Magnotta is seen dressed in a black leather jacket and was wearing large dark sunglasses upon his arrival. During the interview, his sunglasses are off. His hair was short, spiky and dyed blond and he appears to have been wearing lip-gloss or lipstick. Throughout the interview his voice was mostly monotone and his emotional expression showed little modulation, despite stating that he was experiencing significant distress related to the rumour that he was dating Karla Homolka. He explained that his "modelling career was kinda going downhill these days" and that he wanted to "set the record straight. Me and her have nothing to do with each other." He had been receiving "death threats, people have posted my address, that's why I had to move." He immediately added, "I want my Pomeranian back, it was taken out of my SUV. I'm about to have a nervous breakdown." He said that the stories were "ruining my life" and had made his acting career difficult because "casting directors all know me now." He described making adult movies, having worked as a stripper, and that this did not embarrass that him. He stated that people had been sending the links to the story to his relatives and "nobody wants to talk to me, I don't have anybody." He added, "Whoever's doing this, please stop, you're doing a lot of harm."

POLICE INTERROGATION OF MR. MAGNOTTA ON JUNE 18TH 2012

This interview, which began at 22:26 on the evening of Mr. Magnotta's return to Montreal, showed Mr. Magnotta with a flat expression similar to his appearance on the flight back. At the beginning, he said "I don't want to say anything without my lawyer" and "I don't want to waste your time" when the charges against him were explained. He added, "My mind isn't so clear, I'm on some medication that makes me a bit confused." He repeated this while holding his stomach and asked whether he could have any of his medication because of feeling "anxious." When asked if his medication made him feel drowsy he answered, "It makes me feel normal, I feel sick in the head." Mr. Magnotta repeated several times during his interview, "I don't wish to say anything, I want to remain silent." Early on, while complaining stomach pain, he stood up holding his stomach. He appeared preoccupied and had a monotone voice. He was given medication around 23:27. He began to say that he was tired and that he wanted to go to bed and that he still had nothing to say. At 23:56, he was told about depositing money in a bank

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account and having changed for euros but he did not respond. He was allowed to return to his cell to sleep at around twenty minutes after midnight.

Mr. Magnotta was interviewed again at 07:53 in the morning of June 19th 2012. He immediately reiterated his desire to remain silent and said in a clear, neutral voice and a flat expression, "I'm sick in the head." He added, "I don't want to be rude, I just don't want to talk." He appeared to show good attention, seemed alert and did not appear to be hallucinating. He demonstrated no strange or odd behaviour. Sergeant detective (SD) Paradiso implored Mr. Magnotta to tell them the location of Mr. Lin's head. Mr. Magnotta remained silent and would reiterate verbally that he did not want to make any statements and that he wanted to speak with his lawyer. On a couple of occasions, SD Paradiso left the room and Mr. Magnotta appeared to relax a bit, he readjusted his clothes and stretched. He stood, smoothed his hair and after drinking some coffee tried try to sleep.

The SD Paradiso returned at 10:05, gave him his medication and a cigarette. Mr. Magnotta asked if this was the right medication, if it was his Risperidone. He talked about having a bladder problem and with a childlike voice said, "I don't know" when asked when his bladder problem had begun. When asked if he still had stomach pain from before, he nodded yes and did the same when asked if he thought that he needed a "big operation." At 10:10, he again said that he did not feel well in the head, that he was confused, that he did not want to talk and that he suffers from schizophrenia. He asked if he could speak to his therapist. When presented a picture of Mr. Lin, he appeared uncomfortable. When pressured again to reveal the location of Mr. Lin's head, he asked to speak with his lawyer and said he did not want to make any statements. He then appeared to try to sleep and the detective tapped him on the shoulder and the knee to try to get his attention. He was left alone in the room and at 11:26, he called for help, stating that he needed to use the washroom, putting his hand over his bladder. Upon returning, SD Paradiso showed him how to roll a cigarette. As he was smoking, Mr. Magnotta asked to speak to his lawyer and he was allowed to do so. After returning to the room and asked if he would be willing to reveal the location of Mr. Lin's head, he said, "I don't want to give any statement" and the interview was stopped.

MONTREAL POLICE INTERVIEW OF MR. RUBERT FRANTZ IN BERLIN, GERMANY, ON APRIL 5TH 2013

Mr. Frantz confirmed having met Mr. Magnotta online and agreed to let him stay with him in his apartment in Berlin. The two had to communicate through the program Google

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translator as Mr. Frantz spoke neither French or English and Mr. Magnotta did not speak German. Mr. Magnotta looked like a “beggar” and was generous with his money, according to Mr. Frantz. He did not appear to believe he was being followed and he did not appear anxious to Mr. Frantz. He never spoke of a murder. Mr. Magnotta was arrested 4 days after arriving in Berlin to stay with Mr. Frantz.

MONTREAL POLICE INTERVIEW OF MR. JEAN-CHRISTOPHE ROBERT in PARIS, FRANCE, ON APRIL 8TH 2013

Mr. Robert told police that he had met Mr. Magnotta on the website Gay Romeo in April or May 2012. Mr. Magnotta spoke of wanting to move to Paris and that he was going to sell his belongings. They corresponded every 2-4 weeks. One day Mr. Robert received a phone call from Mr. Magnotta saying that he was in Paris and could they meet. Mr. Magnotta came over to Mr. Robert’s apartment and the two spoke, ate and drank wine until around midnight. He spoke politely, articulately and his hygiene was clean and proper, according to Mr. Robert. They spoke about Mr. Magnotta’s travels, family in Toronto and the upcoming elections in France. They did not speak about sex. Upon returning from the bathroom, Mr. Robert discovered that Mr. Magnotta had fallen asleep on the couch. In the morning, Mr. Magnotta implied that he shouldn’t be there, that he had appointments and he left after having a coffee. There was no further contact between the two. Mr. Robert said that he had enjoyed their company. He noticed that Mr. Magnotta had erased his online profile some time afterwards.

MONTREAL POLICE INTERVIEW OF MR. THOMAS MURPHY ON MAY 20TH 2013

Mr. Murphy is a U.S. citizen who met Mr. Magnotta through a website soliciting Mr. Magnotta’s services as an escort in Montreal. They met for the first time on March 1st 2012 and had three sexual encounters including in May 2012. On the third meeting, around May 21st, Mr. Magnotta asked ahead if he could bring his new puppy along because he needed to feed it frequently. The two had a couple glasses of wine each with dinner before having “plain Jane sex.” Mr. Magnotta’s fee was as advertised on the website, \$200. Mr. Murphy described him as a “pleasant guy, straightforward, clean, not strange.” He was “very meticulous with his looks”, often checking himself in the mirror. They did not use drugs and Mr. Murphy commented on Mr. Magnotta’s lack of drug or excessive alcohol consumption, saying to himself, “this guy likes to stay in control.” He also noted that he thought it odd that Mr. Magnotta seemed fearful about people looking

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for him, and this did not seem to be linked to dangers of escorting. Mr. Magnotta did not show up for their subsequent meeting planned exactly a week later.

MR. MAGNOTTA'S ACCOUNT OF THE EVENTS OF MAY 2012 AND OF THE ALLEGED OFFENCES

Mr. Magnotta told me that Manny contacted him in early May 2012. He tried to avoid him because Manny asked for copies of videos that Mr. Magnotta had made of his clients. At one point, he met with Manny who put something in his laptop and then the two parted ways. He did not know which day this was, perhaps in the middle of May 2012. Following this, Manny called him frequently, asking for "a threesome." He met another man with Manny at one point. Manny kept asking him to find more guys for him. At one point, Mr. Magnotta found a Columbian man and he brought him to his apartment. This individual did not want to have a threesome, so instead, Mr. Magnotta had sex with him and at Manny's request, videotaped it with his webcam. Mr. Magnotta said that he "got tied up by the Columbian guy, he would top me and fuck me. Manny would ask me again to find a guy."

Mr. Magnotta eventually put an ad on the website Craigslist, and Mr. Lin responded. In the posting, Mr. Magnotta mentioned specifically wanting to have a "threesome, party and play." Mr. Magnotta added that he believed at the time that Manny wanted Mr. Magnotta to get tied up by an individual and videotape it. Mr. Lin agreed to meet with Mr. Magnotta at the McDonald's restaurant located at the Snowdon metro station the next day. They met on May 24th 2012 and then walked back to his apartment. Mr. Magnotta said that Mr. Lin smoked a joint, talked about liking bondage. Mr. Magnotta's cellphone began ringing and he did not answer it. Mr. Lin asked if he had anything to drink and Mr. Magnotta offered him wine. Mr. Magnotta said that he had had one puff of Mr. Lin's joint at his insistence. Mr. Lin wanted him to drink as well but Mr. Magnotta responded that he did not like alcohol. He relented and had "a little bit." Mr. Magnotta told Mr. Lin that Manny wanted a threesome but Mr. Lin said no. Manny kept calling and said to turn on the webcam. Mr. Lin said that he would not mind this suggestion and he and Manny talked on the webcam together.

I asked Mr. Magnotta why he didn't ignore Manny or his calls if he did not want Manny bothering him. He said that he knew that Manny would not take no for an answer and that he (Mr. Magnotta) was planning on leaving the country shortly afterwards anyway. Manny said that he knew people in the government and Mr. Magnotta did not "want to

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get on his bad side.” Manny said that he “knew people” who could do something to harm him.

Mr. Magnotta stated that at some point in the evening of May 24th 2012, he started to feel “really weird, my mind was racing fast.” Manny told Mr. Lin to tie Mr. Magnotta up and turn on the camera. Mr. Lin then began “fucking me hard, I was sore and said stop but Manny said keep going, I said stop loud and Jun Lin stopped and untied me.” Mr. Magnotta then went to the bathroom, crying. He thought about asking Mr. Lin to leave but he was scared and Manny kept “calling and calling.” He thought, “maybe I should just get this over with”, meaning the sexual encounter with Mr. Lin, given Manny’s insistence. Mr. Magnotta said that he took one or two pills of Temazepam. He was not sure of the exact dose. Mr. Lin asked what it was and asked for some as well. Mr. Magnotta told him that it was his medication and Mr. Lin took two pills. Manny kept calling and when Mr. Magnotta answered Manny yelled at him angrily, “why the fuck don’t you answer, I called you like twenty times!”

Mr. Magnotta told me that he took his dog for a walk but was not gone for very long. He was nervous that Manny would come back to the building. He returned to his apartment and Manny was calling again. When he answered Manny said to leave it on speakerphone. Mr. Lin and Manny began talking about Vancouver. Mr. Magnotta still felt “sick” and wanted to get the sex over with even though he did not really want to have sex anymore and had told Mr. Lin that he was sore. He said that he might go and have a shower.

Mr. Magnotta said that at this point, he began to hear people’s voices talking inside his head but he was not able to make out what they were saying. He was perhaps in the bathroom at this point and the phone kept ringing and he was crying. Manny was telling him that Mr. Lin wanted to “fuck me again.” Manny told Mr. Lin to “do it” even though Mr. Magnotta said that he was sore. Mr. Magnotta told Manny that he was not feeling well and Manny suggested, “How do you know it is not something he put in your drink, how do you know he is not working for the government?” Manny told him to “look outside at cars with tinted windows.” Mr. Magnotta looked outside but did not see any. He began to feel scared and dizzy. Manny kept calling and when Mr. Magnotta answered again, he was angry and told Mr. Magnotta, “He (Mr. Lin) could be an agent working for the government!” Mr. Magnotta was hearing voices in his head saying, “Kill him, he is an agent.” Mr. Magnotta added, “My mind started racing very fast. I don’t remember what was happening. It was like a blackout. I remember feeling wet, hearing (voices) saying, ‘cut it.’”

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Mr. Magnotta added after some time that he did not remember much following this, except that he felt sick and remembered throwing up. He then told me, “I don’t think I can do this”, meaning continuing his version of the events. After giving him some time and encouraging him to continue, he added, “I remember bits and pieces, waking up, I don’t remember what was happening. I just blocked all this out.” His head was spinning, he felt scared and Manny kept saying, “I’ll handle everything.” Mr. Magnotta reported that he had never felt like this before and his body and hands were shaking. He did not know for how long this occurred. He could not recall what time of day it was. Manny would ask him what was wrong and made derogatory comments that he could not fully understand. Mr. Magnotta told Manny that he thought that he should go to the hospital and Manny told him to not call anybody. Manny told him to go put things in the garbage, such as clothes. Mr. Magnotta added, “I was freaking out because on the bed, it was him (Mr. Lin).” I asked what state Mr. Lin was in and he responded, “no legs or arms or head.” Mr. Magnotta was sighing heavily again during this interview and appeared almost to be hyperventilating. He added, “Manny said ‘put the body in the tub.’” He remembered waking up later. Manny said again to put things in the garbage. Mr. Magnotta stated that he could not remember much after this.

I asked Mr. Magnotta whether or not the video camera was on at that time and he answered that the laptop and the camera were on the dresser. He added that he saw blood and he remembered “him asking me to send the video, I said I can’t do this, he kept saying....” Mr. Magnotta paused and explained that he could not remember the rest.

When I met with Mr. Magnotta on January 11th 2013, he informed me that he wanted to clarify information he had given me in the last interview. He was worried that he may have told me events that were not truly from his memory of the incident of May 24th to 26th. He was concerned that he had told me details he remembered of evidence shown to him after his arrest by his lawyers. He said that he had great difficulty remembering for himself the events in question and had perhaps incorporated evidence reviewed with him afterwards into his memory since that time. He reported that it was also difficult for him to try to remember details about the alleged offences because they scared him. He said that he felt frustrated because he wanted answers for himself and at times, his “head feels like it stopped.” He added that recent incidents at the prison, such as threats from a prison guard (which I later confirmed was under investigation) had increased his stress significantly.

I encouraged Mr. Magnotta to continue his version events from May 24th to 26th 2012. Mr. Magnotta said that he had no recollection of placing garbage bags in the garbage bins in the building early the morning of May 25th or the 26th. He added again that he could

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not remember a lot of the incident because he would “blackout.” He added, “when I had been tied up with (Mr. Lin) on top of me, fucking me, saying I wanted him to stop, it hurts, feeling my thoughts are going really fast in my head, my thoughts were getting confused, I could not think straight, it was like a bad headache. I was feeling really sick. He kept going. I remembered being in the bathroom, crying, sitting on the tub overwhelmed by what was happening. I did not want any more sex.”

I asked if he could recall whether Manny was watching by webcam while Mr. Lin and he were having sex together and Mr. Magnotta answered that he could not recall. I asked if he could remember why he had been crying. He said that it was stressful that Manny wanted them to have more sex and he did not want to be tied up. When asked if he was upset or angry with Mr. Lin for hurting him during sex, he answered that Mr. Lin did not seem to listen or care. He added, “I did not want to go back and have sex with him. I didn’t know how to end the situation.”

Later on Mr. Magnotta gave me more details about the events in question. While he was sitting on the tub in the bathroom he began “hearing someone talking, it sounded like muffled sounds, like a hand over a mouth whispering or buzzing in my ear.” He recalled thinking, “Who is he (Mr. Lin)? Why is he going so rough?” He recalled wanting fresh air, going out on the balcony and then coming back in. Mr. Magnotta said that at this point Mr. Lin was on the bed, tied up. He added, “In my head, he was an agent, I was hearing static, being very afraid that he poisoned me and that is why I was feeling sick. He (Mr. Lin) was working for the government.” When I asked why he thought that he had been poisoned, Mr. Magnotta said, “Manny said ‘How do you know he is not working for the government, (for) Stephen Harper, maybe he put something in your drink.’” This idea scared him more and he began to hear voices “like static saying ‘kill him’, I felt I did not have control of my body, something was controlling me. I was hearing different voices that I could not understand, almost like a radio between stations and my head was going fast. I thought he was an agent, that he was going to hurt me.” I asked Mr. Magnotta if he thought someone specific was controlling him on May 24th 2012 and he said, “I don’t know, I just felt out of control.” When asked if he thought it was Manny or the government who was controlling him, he said no.

In a later interview Mr. Magnotta commented again about feeling like he did not have control over himself at that time. He explained, “It was like having someone inside of me taking over, like a spirit inside me; at times my body slowed down like someone making me walk and talk slow and then turning my mind slow and speeding up.” When asked if this had happened to him in the past, he answered that it had when he was living a previous apartment in Montreal.

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Upon returning to the events of May 24th, Mr. Magnotta said that he “blacked out” and could only remember hearing a voice saying, “cut him” a little louder. It sounded like a man in the background whispering inside his head. Mr. Magnotta said that he had previously heard voices whispering or muffled sounds but this voice was new. He could not recall where Mr. Lin was or his condition at this point in the evening. When I asked him to try again to remember, he answered that he could have seen Mr. Lin with “blood on his neck, I remember a knife and...” At this point in the interview, Mr. Magnotta appeared detached from his surroundings. He said that he did not want to think about these events and it scared him because he felt someone else had been controlling him at the time of the events in question. He added that he would have flashes of these events at times at night in his prison cell and that he tried to push it away, “push it down deeper.” I tried to explore whether or not he had been experiencing any flashback phenomena consistent with symptoms of Post-Traumatic Stress Disorder and Mr. Magnotta did not answer these questions, adding, “I feel at times like someone put a spell on me, put music in my ears; I need a cigarette. The dark helps me; I put a blanket over the window. I don’t like hearing TV or noises that trigger panic attacks like my heart is going to explode and I start to think about Leo (his stepfather), my mother, and different things like that.”

When I encouraged him again to try to recall more about the events of that night, Mr. Magnotta said that he felt like his mind was on “replay when I was stabbing, like it’s not me doing it, it’s sick, I don’t want to remember it. I don’t know what to say, it doesn’t feel like me.” Mr. Magnotta could not remember if his stabbing Mr. Lin’s body had occurred before he saw blood on Mr. Lin’s neck. In a later interview, he stated that a voice he could not recognize kept insisting that he “stab it.” He did not resist the voice’s demands because “I felt my body was no longer mine, I never felt (previously) to this degree that I had no control over myself.” Usually Mr. Magnotta would swear at his voices or listen to music to cope with them. On this occasion, “it was like something was inside of me, it wasn’t in my head to try my normal strategies (to ignore the voices).”

When I met Mr. Magnotta on January 15th 2013, I tried to get clarification on the amounts of medication he and Mr. Lin had taken on May 24th 2012. He said that Mr. Lin helped himself to two or three Temazepam pills around 21:00-22:00 after he told him that he was taking them to make himself “calm.” Mr. Magnotta had already had about half a glass of wine to drink. He then said that he did not believe that Mr. Lin was alive when he was stabbing him, because he “could not hear anything from him while stabbing.” He did not remember what happened next and reiterated, “I don’t want to say if I don’t really remember.” He added that he remembered watching the video and talking about different

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aspects of the events with his lawyer, causing him to feel nauseous. When he thought about the events, it was “like a nightmare.”

Mr. Magnotta said that he could not remember anything else that might have happened. He could not remember his comings and goings of the next day. When he later saw the apartment building security videos showing him looking at himself in the lobby mirror of his building, it “seemed weird.” He explained that he previously could not go out without putting on make-up on his eyebrows because he felt self-conscious without doing so. He would regularly check his hairstyle and often used a hairpiece in order to feel more attractive. He would often change clothing and had done so for many years due to insecurity about his looks. He added that if he saw someone looking good in particular clothes, he would try to obtain the same clothing for himself. He cited this as a possible motivation for wearing Mr. Lin’s clothes, because “they looked nice.” He added that he did not like the shape of his own buttocks and would put a scarf in his underwear to increase the size of them. He would often feel that people were laughing at him, giving him dirty looks and it was hard for him to leave the house because of this. He continued to comment tangentially that at times he was getting comments from people on the Internet making nasty comments to him, telling him to kill himself. He could not understand why he kept responding and kept posting more pictures. It felt like a war and people were intent on destroying his image. He decided to spend \$1700 to purchase a wig in April 2012, despite only having about \$7000 in his account. Additionally, he was planning having more plastic surgery. Mr. Magnotta explained, “I felt like Michael Jackson, like everyone knew I wore make-up, I could relate to him.”

When I brought Mr. Magnotta back again to the events of May 24th to 26th, he reported that he could not remember dismembering Mr. Lin’s body. When asked if he could recall putting the suitcase with the torso outside, he nodded affirmatively, but then added he was not sure if it was truly his memory or if he only recalled having seen the surveillance video of him doing it. He recalled hearing Manny tell him to put Mr. Lin’s body in the bathtub at one point, but did not know why.

When asked if he could remember preparing the hands, feet and letters that he mailed, he answered that he could remember being at the post office and Manny saying to him to “get the box” and that he was feeling out of breath. I asked him if Manny was speaking with him on the phone and he answered, “I heard his voice to get the boxes.” He could recall not getting the right size of box to mail the body parts and Manny snapping at him, “it’s not the right fucking size!” He felt like he was under a spell. He added, “It was very scary. It makes you think things. I’m not sure if it was real, if it was my thoughts or if it

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was thoughts being put in my head.” At times, he did not feel like he was in control of his emotions.

I asked Mr. Magnotta whether or not he would sometimes hear Manny’s voice without Manny actually being present or without speaking to him on the phone (I wondered whether Manny’s voice was in fact a hallucination). He responded that at times, this was the case. During the month of May 2012, he would hear Manny’s voice in his head calling him “bitch.” I asked Mr. Magnotta if he thought Manny was a real person doing real things with him or whether or not at times Manny could have been just a voice in his head. Mr. Magnotta nodded affirmatively to the latter. He added, “It’s hard to talk about this because I’m not sure at times if he is real or not. At times, I felt he was telling me to do things. I put him in a place of someone who is real, I get confused and sometimes I think he is there even when is not.” At times he convinced himself that Manny was really there when he knew that he was only present in his memory and expressed confusion about this. I asked Mr. Magnotta at what time in the past Manny may have been a real person and when he may have become simply a voice. He responded, “I don’t know, I don’t want to say because my memory isn’t clear. At times, I heard him without seeing him.” He added that when he killed the kittens and fed the cat to the python, he felt like Manny was really there. I asked when he had last seen or talked to Manny before May 24th 2012. He explained that he had seen him a few days before in a Montreal hotel or at a Wendy’s restaurant, but he was uncertain. He last talked with Manny the day after the killing when “he accused me of getting the wrong boxes.” He sometimes still hears voices that sound like Manny, for example he hears swearing and the word “bitch” which frightens him. He sometimes has nightmares about Manny.

Mr. Magnotta said that he could not remember writing the letters that he included in the mailings even though he has since been shown pictures of them by his lawyer. I asked Mr. Magnotta what the letters meant and he responded that he did not know. His first reaction upon seeing photos of them was, “this is really sick, I don’t know these people, any of them.” I asked how he came to know Mr. Harper’s wife’s previous surname and he replied that he did not know specifically, but said that perhaps this had come out of a conversation with Manny in the past about people in government. He recalled Manny saying that he had lost money to people in government when he had lived in Vancouver.

When asked whether he could recall filming and editing the video of Mr. Lin’s dismemberment, Mr. Magnotta said he could not. He did not believe that he had thought out an order in which to film his different actions ahead of time. He did not “choose to film certain things or not.” He “(had) a feeling that Manny was telling me” to do so. He could not recall when exactly the video was edited and put on the web. He could not

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recall disposing of the video camera either. He thought that Manny was involved and perhaps that he was even physically there, but added that he was having difficulty putting the pieces together in his head because it “does not add up.” While in the prison hospital in Berlin, he tried but could not remember and could not understand what had happened. I asked him if it was Manny’s voice that had told him to kill or to “cut him” (Mr. Lin) and he responded that it was a voice that he had never heard before.

I asked why he decided to leave the country and Mr. Magnotta responded that he wanted to go and live with Chris in Paris and “I thought the government was going to do something to me. I was hearing Manny’s voice talking about the government that they were after me. I felt like in a panic. I kept thinking about the government.” When asked if he was worried about having killed someone and about the consequences of this, he responded that he could not recall that this was on his mind. He was worrying more about the government trying to harm him somehow.

I asked Mr. Magnotta if he could recall doing sexual acts to Mr. Lin’s body and he said that he could only recall when Mr. Lin was having sex with him earlier in the evening. I asked him if it was possible that he had planned and staged aspects of the killing of Mr. Lin and the making of the video. Mr. Magnotta answered, “That makes me feel sick. I don’t know. I didn’t like doing this.” He clarified, “When you’re telling me those things (in particular the sexual acts to the victim’s body), it does not feel like me, it makes me feel sick, I’m not in to that, I don’t like it.” I asked him about online videos allegedly showing him rubbing himself with dead kittens, he replied that he could recall doing this and yet these acts didn’t “turn me on.”

I asked Mr. Magnotta about online postings that appeared on the Internet in the weeks prior to the killing, allegedly promoting the video of Mr. Lin’s death. He said, “I have been trying to make sense of it, I hope it was not me, I don’t remember doing it, it feels weird.” I asked Mr. Magnotta if the Internet posting under the name of Alan Ford was in fact him. He didn’t know, but said it was possible.

When asked if he had chosen the title “One lunatic, one ice pick” he said, “I don’t remember doing it, I don’t know what the hell is wrong with me.” He added, “maybe I’ve been watching too many movies, maybe it was to scare people, I don’t know if I even did it.” He said that he has watched many movies over the years and explained, “When you don’t have many friends, movies help.” When asked if he frequented horror or gore websites, he responded positively. He started this when he was in New York City. He initially came across a website by chance. It was “weird and different” and he started spending more time looking at them. The content was varied, including, “fighting

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and crazy things, shocking things like car crashes and weird reality shows.” When asked, he said that seeing people get hurt did not arouse him sexually or excite him.

I asked Mr. Magnotta more questions about the mailings of Mr. Lin’s body parts. He said that he did not remember writing the notes. He did not remember choosing the return addresses. When he heard that he had chosen Hubert Chrétien as a name of a sender for one of the packages, he thought it was because of the possible connection to government. When I mentioned that one package indicated the sender was L. Valentini, a name linked to Karla Homolka, he said that he was not certain why he picked this name but perhaps it was to scare people. When asked why he mailed out the body parts, Mr. Magnotta said that he thought that this had something to do with the government, who he thought was following him. When asked if he thought that the government was following him and bugging his phones in May of 2012, he said “yes.” I asked him why he chose to mail body parts to the Conservative and Liberal parties and he answered, “to get back at the government.” When asked why he specifically identified Stephen Harper, he said that it was to get back at the head of the government, to scare them and get them to stop bothering him and make them angry. He said he was “really angry at them” because he thought that they had sent Mr. Lin to poison and kill him.

When asked, he said that he could not recall having cut off the fingertips of Mr. Lin’s hand. He added, “I don’t know if I even did that.” I asked why he had taunted police in one of the letters he sent that they would need to find dental records in order to identify Mr. Lin’s body. He said that he could not remember writing this or why. Mr. Magnotta added that he had wanted to tell the police where Mr. Lin’s head was because he did not want Mr. Lin’s mother to suffer; he knew “it was important to her, to her peace of mind.” He explained that initially, he was exercising his right to remain silent. During his police interview on June 18th and 19th, he was “very close to snapping, having a breakdown.” The guards in the jail were making derogatory comments to him at the time and “everyone” was making his life difficult while he had still not revealed the location. Later, when asked to reveal where Mr. Lin’s head was, he experienced a great deal of anxiety and it was hard for him to go over the details because he did not want to think about what had happened. He felt better after he had given the information.

I asked Mr. Magnotta why he had hidden Mr. Lin’s head where he did and he answered, “to do a religious ceremony on it.” He recalled saying, “May God rest on your soul” but he couldn’t remember why he did this. When I asked again why he chosen the location, he said, “I used to go to that park all the time because it was only five minutes from my previous apartment.” He recalled that his thoughts were “jumping back and forth in my head, I was having different feelings. I did not know what I was feeling. I was confused.”

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I asked if he felt he was doing something wrong at the time he was hiding Mr. Lin's head, he repeated that he did not know how he was feeling. He said that he that he may have made a makeshift cross and put it with Mr. Lin's head. I asked if he chosen a place difficult to find and he did not know. When he was placing Mr. Lin's head, he heard people coming and he "pushed it down and ran off because I was scared." I asked why he chose to go in the morning to do this and he said "I didn't think about it." He said he was not thinking about the police when he deposited Mr. Lin's head.

I asked Mr. Magnotta how Mr. Lin had come to have a skull fractures. Mr. Magnotta took a long pause and said he could not remember what had happened. He said that he did not want to say anything if he was not certain. He added that he was scared to remember more because if he did remember, he might have a breakdown and try to kill himself.

I asked Mr. Magnotta how he had dismembered Mr. Lin's body and he said that he could not recall. I asked him if he had obtained objects necessary for the killing and dismemberment ahead of time or had planned the murder. He answered, "I don't think I would do that, I don't know him (Mr. Lin)." He could not remember having an electric saw or why. He said that he thought that he already had a hammer for putting up pictures. He already had rope from a previous sex partner who had tied him up. I asked Mr. Magnotta if he had cut holes in the suitcase that the torso was found in, with the possibility that this would have sped up decomposition of the victim's body. Mr. Magnotta appeared surprised, laughed uncomfortably and responded, "that doesn't make any sense!" He added, "I never thought of doing that, it does not make any sense to me."

I asked Mr. Magnotta about the deceased puppy that was found in one of the garbage bags. He commented that this question was distressing to him because, "that doesn't feel like me, I don't know why I would have done that." After a long pause and consideration he said, "I have a memory of seeing it inside the sink but I don't remember doing it or why."

I inquired whether Mr. Magnotta experienced anger or the desire for revenge towards Mr. Lin because of being hurt by him during sex. I asked whether the voices telling him to kill or "cut him" that night had perhaps begun only after he caused Mr. Lin's death. Mr. Magnotta responded that he remembered being angry with Mr. Lin because he was "rough with me but I was hearing the voices before" the killing. When asked if he had decided to kill Mr. Lin because he was angry he said, "No, I was not controlling my body, my head was on repeat, I was listening the voices in my head." I asked him if he

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had thought ahead about making a killing or dismemberment video. I suggested that the motives for this could have been wanting to show the people harassing him what he was capable of, or that he could escalate to killing a person and give them good reason to say nasty things about him. He responded negatively, explaining that although he had long felt like he was constantly being made fun of and that his life was a waste, he did not want people in general, to be scared of him. When I asked if perhaps he might have wanted the government or people who were harassing him on the web to be scared of him, he responded “I was frustrated with it all, I got confused and messed up.” He added that he was not sure what was the primary motivation for his behaviour at the time.

I mentioned to Mr. Magnotta that in the video, he appeared to behave in a deliberate fashion. He commented that he did not know how to respond because this did not make any sense to him. I told him that there was perhaps a staged quality to the sexual acts that he had performed in the video in part because he did not appear aroused by what he was doing. He reiterated again that he could not remember doing it but that he was disgusted since seeing it and did not want to be “Luka again.” He reiterated, “I can’t remember wanting to kill him.” Mr. Magnotta expressed to me that he wanted to speak with Mr. Lin’s mother and apologize for what he had done, that he felt sorry and badly that he had caused her so much pain. He said that he could not remember dismembering Mr. Lin and had no memory of his motivation for doing this or what he was thinking or feeling at the time. I asked Mr. Magnotta if the killing of Mr. Lin, the mailings of his body parts and the production of the video had been done to get attention or notoriety. He answered, “I didn’t feel that way.” He said that he didn’t enjoy scaring people. When asked if he liked scaring people with the stories he had written about himself and Karla Homolka, he said “no.”

I asked Mr. Magnotta if he had ever experienced command hallucinations prior to the night of May 24th 2012. He said that he had, and this first occurred to him during his late teens or early twenties when he was living in a basement apartment and he heard voices telling him to cut or burn himself with a cigarette. The voices came and went. At one point, they told him to kill himself and he would hear them laughing and calling him derogatory names such as “faggot.” They would taunt him to “do it” (harm himself) and he began to feel worthless. During a hospitalisation the voices continued to torment him. When asked if he had ever tried to resist commands to him to harm himself, he answered that he had. Listening to music or taking medications decreased the voices. When asked if he had ever previously heard voices commanding him to harm others he said “yes.” While living with his mother and Leo (his stepfather) in Toronto he had heard a voice telling him to hurt Leo, to “stab him, kill him.” When asked what prevented him from ever trying to harm Leo, he said that he took his medications in an attempt to harm

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himself instead. However, he once walked over to his mother's house with a knife in his jacket and considered harming Leo while ruminating angrily about Leo's abusive behaviour towards him, feeling upset that his medication was not working and that the voices were bothering him. His mother was scared of his pacing back and forth. He did not know why he decided not to harm Leo, but instead he went home and stabbed his couch.

When Mr. Magnotta was living with a foster family in 2003 or 2004, he heard a voice telling him to kill his stepbrother a few times. When I asked what prevented him from acting on this command he said, "I was on a lot of medications, I would pass out, I used to think that he put meds in my food. A pharmacist said I had a seizure because I was taking too much medications." Mr. Magnotta added, "I didn't want to hurt anyone when I heard the commands." Even when clients raped him, he wanted to protect himself rather than wanting to harm someone else. Mr. Magnotta reiterated that he did not recognize the voice telling him to "cut it, cut him, stab it" on May 24th 2012. At times, he heard different voices talking and he could not understand them.

On March 1st 2013, I asked Mr. Magnotta if, at the time of the alleged offenses, he thought that anything could be gained by killing Mr. Lin and he responded negatively. He could not recall thinking that what he was doing was wrong in the eyes of society. He elaborated, "I wasn't thinking about that, my head was messed up." When asked if his behaviour would have been different if someone else had been present, such as a family member, friend or person of authority such as a police officer, he answered, "they would probably have needed to pull me away, I wouldn't have been able to stop on my own." He reiterated that he felt scared and not in control of himself, he didn't know 'what and why it was going on.' He did not know what consequences would arise if he did not follow the commands of voices other than being fearful that his life was in danger.

I explored with Mr. Magnotta whether he had ever experienced dissociative symptoms such as feeling like he was detached from his body, like he was observing himself from a distance (depersonalization) or being in a trance-like state. He replied that he did not think so. At times with clients, he could not concentrate and would become "spaced out." Triggers for this would be "thinking of the past." He recalled that one or two times previously, he got in bad car accidents because of daydreaming. It felt like he was "stunned." I asked Mr. Magnotta if he had ever had an episode of unexpectedly leaving home, work, travelling some distance and then being confused about his location or personal identity (dissociative fugue). He said that when he was in his early twenties, living at Harrison House, he would sometimes leave the group home and feel confused but this had more to do with "voices and schizophrenia."

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When asked, Mr. Magnotta said that he remembers writing a message on the wall of his apartment that read, “If you don’t like the reflection don’t look in the mirror. I don’t care.” He could not recall when he had written it or the reason that was motivating him at the time. He could not recall what he meant by it.

MR. MAGNOTTA’S ACCOUNT OF HIS LEAVING CANADA AND TIME IN EUROPE PRIOR TO HIS EXTRADITION ON JUNE 18TH 2012

I asked Mr. Magnotta if he could recall having made preparations to leave Canada in May 2012 including exchanging dollars for euros. He replied that he could not recall having done so. He did not know why he had bought a return ticket to Canada for June 1st. When I asked why he had decided to leave the country, he said that he could remember discussing and wanting to move in with Chris in Paris earlier in the spring. He added that perhaps that he felt scared that the government was going to kill him because Mr. Lin was a government agent and he had killed Mr. Lin. He could recall thinking this while he was on the flight to Paris. He was also scared that Manny would find him. Mr. Magnotta recalled while he was on the Air Transat flight, he threw up and a woman took him in the back and gave him a cold washcloth. He kept having anxiety attacks, he was hearing voices and was embarrassed that people were staring at him. It was like “having a different brain in my head.”

Mr. Magnotta recounted staying with Chris in Paris. It felt like “everything was new, all these things happening, I felt overwhelmed.” Chris gave him wine and talked about them living as nudists. He stayed for a few days. While walking in the city he tried calling Chris, who didn’t respond and he realised that he had no place to live. He had already contacted a man by the name of Franck on the website Gay Romeo, from a hotel. At the time, he was using the name Kirk Tramell. When asked why he was using this name, he said that it was one that “popped in my head because Kirk is my middle (birth) name.” Tramell came from a character in the movie Basic Instinct that he knew well and had seen on multiple occasions. When he arrived in Berlin, Franck told him that his long hair made him look like a “hobo” or a homeless person. Mr. Magnotta said that Franck took his money, spent it, took advantage of him and he had very little money left afterwards.

Mr. Magnotta said that on the morning of the day of his arrest, while having breakfast, Franck was reading a newspaper with Mr. Magnotta’s picture on it. He did not know if Franck saw the picture but Mr. Magnotta recognized himself. He could not read German so he did not know what the article was about. I asked him if he suspected that the article

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was about the killing of Mr. Lin in Montreal and Mr. Magnotta replied that he just felt scared, he did not know what was happening and did not recall the events in Montreal. He felt confused and had “no idea” what was going on. Franck told him that he would help him to get new clothes. Mr. Magnotta had a bath. I asked Mr. Magnotta if this meant that June 4th was the first day that he realized that he was wanted by the authorities. He answered, “I think so.” He could not recall being aware of this when he was in Paris.

I asked him why he decided to go to an Internet café after breakfast on June 4th 2012 and he answered that he was not able to access Franck’s Internet service on his computer. When he went to the Internet café, he typed his name because he wondered why his picture was in the newspaper. He remembered having seen something online when he typed his name on Franck’s computer and he wanted to know what was going on. He began reading a few articles about the manhunt for him and began to feel scared. He said that it did not trigger memories of what had happened in Montreal but he began to read news reports about it. He felt sick to his stomach. He listened to a few news videos and did not know what to do. He then felt a tap on his shoulder and “all these military people” were there. He “froze.” The police officer asked if it was him who was wanted and at first he responded no while feeling scared and overwhelmed. The military police were speaking in German. I asked Mr. Magnotta why he told the officers that he was Kirk Tramell from Newark and he could not recall why. He then responded that he was afraid that Manny or his friends in the government would find him. While he was reading the Internet news stories prior to the police arriving, he felt “scared a lot, I was not feeling like it was me, it was shocking.”

Mr. Magnotta said that following his arrest, he was taken to a sleep clinic where he was “placed in a glass box, then they took me to the hospital.” When I informed him that the documents from Berlin reveal no evidence of him being assessed at a sleep clinic, Mr. Magnotta was appeared surprised by this and said he could not understand. When I described him the usual process for a sleep evaluation, he confirmed that he did not think that this sort of evaluation had in fact occurred. He said that he was scared, he was hearing voices and they were like “mumbling, whispering, and swearing.” His head was “going fast.” He was transferred to the hospital within the jail because he “could not stop screaming because the voices were laughing in my head. I felt confused like I was in a snow globe and someone was shaking me.” He met with a German lawyer in the jail. He could recall feeling like he was being watched through the window. When asked to explain his comments to prison officials about a “Debbie” and that she was a “witch”, he replied that he did not know and thought perhaps that Debbie was someone he knew from high school who had laughed at him in the past. He recalled thinking that people were

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watching him, casting spells on him, making him feel retarded. Mr. Magnotta added that he believed that this might have been due to his schizophrenia.

I asked Mr. Magnotta about reporting to Dr. Barth in Berlin that an individual named Robin had given him steroids. He expressed that he could not recall having said this and upon reflection thought that perhaps when he first became ill in his late teens, individuals including his stepmother Joanne would sometimes tell him that people were perhaps putting steroids in his drink. He had no idea why he thought he was being poisoned and/or who Robin was. He did not know who the Jenny that he referred to was either.

When I informed Mr. Magnotta that his degree of memory loss, particularly while in Europe seemed atypical, he responded, "it feels like chaos, a lot of things in my head." When I commented about the atypical nature of his amnesia on more than one occasion he consistently responded that he could not recall much specific detail of his thinking process before and shortly after his arrest due the level of stress that he was experiencing. He added, "The world was coming down on me, I closed up."

MR. MAGNOTTA'S ACCOUNT OF THE ALLEGED OFFENSES FOLLOWING THE PRELIMINARY INQUIRY IN MARCH 2013

I met with Mr. Magnotta on May 29th 2013 in order to ask him about information that had come to light since the preliminary inquiry. I initially asked him whether parts of the presentation of evidence had been particularly stressful for him. He said without solicitation that he had found the viewing of the video of Mr. Lin's dismemberment very disturbing. He felt "sad, sick, nauseous" and his stomach was in knots. He felt that at any moment he would "break down (crying or vomit) and I needed to get out of there." He got up to ask for a recess and passed out, necessitating a suspension of the hearing while he was assessed by a physician who told him that he had fainted due to emotional distress of the moment. Mr. Magnotta said that he avoided looking at the images, but when he did make eye contact, he felt "like I was seeing it for the first time." The video did not provoke any new memories of the events since we had last spoken. He knew it was him in the video even though it felt like he was looking at someone else.

I asked Mr. Magnotta about the revelation that the video had been edited to contain images of a man, not Mr. Lin, tied up on the bed and that these were likely recorded several days before May 24th 2012, perhaps May 18-19th. He responded that during our previous interviews, he was unaware that the video contained a recording of a different man and he could still not recall editing the different recordings together or why he had

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done this. However, he was able to give an account of his interaction with the first man in the video, a Columbian man whose name he could not remember. Mr. Magnotta recalled the Columbian man coming to his apartment with cocaine, them both drinking wine and the man being “jumpy.” Mr. Magnotta took some Temazepam and Benadryl pills because the other man was making him feel nervous. Mr. Magnotta drank some of the wine but did not take any cocaine. The other man was mixing cocaine in the wine bottle and drinking from it. He asked what pills Mr. Magnotta was taking and when given some, he again mixed them in the wine bottle and drank from it. Mr. Magnotta said that he did not believe that Mr. Lin had mixed Temazepam in a wine bottle on May 24th, rather he’d taken the pill directly.

Mr. Magnotta reported enjoying the Columbian man’s company and their sexual activity together that included tying each other up. He did not feel pressure from the other man to take cocaine when he refused his offers. When the man became drowsy and drunk, Mr. Magnotta stopped their sexual activity because it was “no longer enjoyable.” He untied the man. Afterwards, they showered and slept together, “hugging.” He did not know why he was still awake at 04:30 on May 19th and what he was throwing in the garbage bin as seen on surveillance video. He took the man to a restaurant the next day to eat and “make sure he got home safe.” He said that he could not recall turning on a video camera during their time together. When asked why he’d not told me about this video or encounter previously, he explained again that he had not remembered its existence and was not trying to withhold information. When asked, he said that he could not recall straddling the man with what looked to be a rotating saw tool in his right hand. He “never had thoughts of hurting or killing him.” Mr. Magnotta “liked him.”

I asked Mr. Magnotta if he was feeling stressed during his time with the Columbian man. He told me that he was initially when the man was taking cocaine because he remembered clients who had scared him with their intoxicated behaviour. The man did not frighten him to the point that he believed he might get hurt. He was not experiencing any paranoid ideas or auditory hallucinations. Manny was not bothering him during his time with the man.

I asked Mr. Magnotta if he knew why the fingertips were only removed from Mr. Lin’s left hand. He said that he did not know, it did not make any sense to him. He recalled hearing a voice at the time saying, “don’t touch me”, but he had no idea how he’d interpreted this at the time.

Mr. Magnotta recalled telling Chris in Paris about being a caregiver to elderly people so that he would let Mr. Magnotta stay with him. He was unsure whether Chris would do so.

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Chris told him that he was “acting strange” and “seemed tense.” He was “nervous he wouldn’t like me, I was trying hard not to look sick. I didn’t want him to find out I was hearing voices.” Mr. Magnotta indicated that Chris had been untruthful about to police about the two of them never discussing the possibility of living together during their Internet correspondence. However, he thought it was perhaps true that he’d spoken Russian words to him because “that’s something I did.” He had previously travelled to Moscow and St. Petersburg, and his grandfather’s family, the Yourkin’s, were of Russian origin. He could not recall during his time with Chris what his voices were saying specifically or if he was still preoccupied with government agents plotting to harm him, rather his mind was “messed up.”

On September 12th 2013 I saw Mr. Magnotta in order to ask him about his visit to the Montreal Jewish General Hospital on April 17th 2012. He said that he had been very nervous about not having told me about this assessment and that this was “the only thing I didn’t tell you about.” He had been worried about what he’d told the psychiatrist and psychiatry resident on that day. They had asked him about hearing voices and he’d said that he wasn’t but rather that he was taking drugs. He didn’t want me to think during our previous interviews that he was a drug addict. He had initially gone to the hospital because he wanted help. He was hearing voices and wasn’t feeling right, but became scared when he arrived. He remembered having been hospitalised in the past after talking about his hallucinations. He was “embarrassed, I didn’t want to be known as sick. My father was shunned by my family (because of his illness).” I asked him about the hair-pulling behaviour commented by the psychiatrist. When asked about his wig, he told them that he pulled his hair, however in reality his balding was not due to this.

I also asked Mr. Magnotta about text messages and phone calls he placed on May 24th and 25th 2012. He reported that it was not unusual for him to call his father very early in the morning because the former was “an early riser.” He could not recall the content of these conversations. He believed the text messages had been sent to his grandmother when I showed him the content because it sounded like things that he would say to her. He also remembered having talked to his sister after his arrest about the texts and she confirmed to him that it had been to his grandmother. He believed that his call lasting about four minutes at 07h22 on May 25th 2012 had been to his grandmother, but he could not recall the content of this conversation. He added that he “talked on the phone with her all the time, sometimes she was busy and I would text her.” He added that he was closest to her and his dad at that time. He did not know why he had called the *Régie de l’Assurance maladie du Québec* (RAMQ) or the Bank of Montreal (BMO) on those days.

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SUMMARY OF MR. MAGNOTTA'S MENTAL STATUS DURING THE EVALUATION PROCESS FROM SEPTEMBER 14TH 2012 TO SEPTEMBER 12TH 2013

During my meeting with Mr. Magnotta on September 14th 2012, he presented similarly to my initial meeting with him in Berlin. For example, he had the same childlike tone of voice. I noted during our interviews in the fall of 2012 that Mr. Magnotta had tobacco stained fingers, typical of individuals who chain-smoke. On October 10th 2012, I noted that he presented with a flat emotional expression and an intense stare. He appeared anxious and sad when talking about past abuse during his childhood and regrets related to his troubled relationship with his brother. He often took long pauses to think before giving thoughtful answers. He appeared to be sincere and his emotional expression was consistent with the answers he gave. He continued to have a childlike voice with slow monotone speech. At times, he would change topics spontaneously, showing evidence of loosening associations (disorganized thinking). When asked specifically about this, he admitted to having intrusive thoughts that could derail his thinking and make it hard for him to concentrate. He did not volunteer any spontaneous delusional content during the interviews in the early fall of 2012 and he did not appear to be hallucinating or have any strange behaviour.

On November 12th 2012, I noted that he was often slow and over inclusive in his answers to questions. It took a great deal of time to get useful information from Mr. Magnotta due to this pattern of communication. He showed evidence of concreteness (difficulty thinking in abstract terms) and he would often persevere on topics. When I encouraged him to try and give more concise answers (which was done frequently), he appeared to cooperate but would quickly slide back into perseverating, and this did not appear deliberate. At times, he appeared somatically preoccupied and placed his hand over his stomach. However this did not occur very often and was not observed in interviews after the fall of 2012.

Mr. Magnotta had a tendency at the beginning of each of our interviews to talk about how anxious he was. At times, particularly in November and December 2012, his complaints about feeling persecuted by other detainees and/or prison guards had a paranoid flavour and delusional intensity to them. I had to remind him on a regular basis that my role was not that of treatment and I continually referred him to his treating psychiatrist at the jail for questions regarding his medications or when he asked to move cells. His emotional expression was consistent with his described anxious mood, which was often, especially in November and December 2012. At times, his comments about staff and other detainees were overtly psychotic and irrational. For example, in early December he

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believed that the staff had deliberately decreased his medications to “make (him) suffer” and that perhaps Dr. Talbot had been behind it all, even though Dr. Talbot was no longer his treating psychiatrist. He could not be convinced otherwise when confronted with reality. He regularly stated that he believed that a detainee in the cell next to him was in fact an undercover police officer. He commented about detainees who would try to ingratiate themselves to him by offering chocolate bars. He was suspicious that their intention all along was to kill him.

When we discussed the incidents involving the videos of him killing animals and later the events of the alleged offences, Mr. Magnotta was visibly distressed and he would often sigh loudly, appear anxious and ashamed, and repeatedly state, “This is really hard for me.” His thinking would tend to become more circumstantial and he would preface his statements at times by stating, “This is really embarrassing”, particularly when describing some of the more unconventional sexual acts that he had taken part in. He had a tendency to talk more slowly and deliberately, and was less responsive to my attempts to elicit more concise responses from him. When I tried to do this he became more anxious, taking longer pauses and he would break eye contact.

In December 2012, I observed that Mr. Magnotta’s speech was more slowed. He seemed more distracted and he had difficulty organizing his thinking. His emotional expression was flatter with even less range than usual and his hygiene declined, becoming poor. For example, during several interviews he wore the same shirts, which progressively became more and more stained. On one interview, he was wearing three different collared shirts at once. On December 12th 2012, he complained of having difficulty thinking with too many thoughts in his head preventing him from giving clear answers. He often closed his eyes and had a pained expression while appearing to try to think. At times he held his face in his hands and sighed heavily. He apologized for having a particularly hard time concentrating and this appeared sincere.

On December 27th, he wore four dirty collared shirts at once and had a noticeable body odour. I confronted him at one point during this interview about information that he had not told me previously” He apologized, admitting that he had voluntarily withheld that he had cross-dressed in the past because he did not want to be judged and did not want to be “made fun of”, adding, “It’s embarrassing to say how I feel.” He then proceeded to provide more detailed information. During this meeting, he spontaneously commented tangentially that he was hearing voices and that he needed to speak to Dr. Roy (his jail psychiatrist) about this. The voices were telling him that he was “stupid”, “a faggot”, and that he was “garbage.” At times he could not make them out and at other times, he thought the voices sounded like his grandfather. During this interview, we were talking

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about him feeding his cat to a python and he appeared distressed, sighed heavily, looked with a pained expression and holding his head in his hands. He expressed on several occasions, “It’s hard for me to remember this and talk about it.” He fidgeted uncomfortably at times. Later when he described his recollection of the alleged offences, his sighing increased greatly, he appeared to tremble, and he held his eyes closed. He said that he felt sick to his stomach while holding his stomach and his mouth. He murmured, “Oh my God” under his breath. He commented at one point, “I don’t think I can do this (continue talking about the events).”

In January 2013, Mr. Magnotta appeared less flat and less slowed in his thinking. His tone was more normal and it had appropriate inflections. His clothing was no longer stained. He smiled appropriately at times. When we began talking again about his recollections of the alleged offences, he would again close his eyes and appeared distressed but was able to provide answers with less slowing of his speech and thinking. He said that he felt anxious and scared when discussing the subject and that he did not want to remember the details. During further interviews in January 2013, Mr. Magnotta’s emotional expression appeared to improve and to have a more normal range. He was able to smile and laugh at himself in a self-deprecating and appropriate manner at times. He no longer had a childlike tone of voice. He still became uncomfortable specifically when discussing the alleged offences and his involvement in killing animals. I noted on January 15th that he still had a tendency at times to give irrelevant details. Once confronted about this he would apologize, but would continue in this pattern, appearing to not realize that he was doing it. He continued to show evidence of concrete thinking.

As I began to confront Mr. Magnotta about specific details contained in police records between January and May 2013, he again showed evidence of slow thinking and took long pauses before answering questions. He often stated that he could not remember and that he did not want to give me a false impression. He admitted that he sometimes felt pressure to tell people what they wanted to hear but he did not always feel comfortable with this because, although he wanted to help and fill in the blanks, he could not truly remember many details. He found this distressing because he could not understand how he couldn’t remember certain things that were told to him and clearly documented, for example on video. When discussing his placement of Mr. Lin’s head in the park, Mr. Magnotta’s emotional expression appeared to be that of shame.

On February 6th 2013, I noted that Mr. Magnotta was more alert and he gave more matter of fact answers. His hygiene was improved and he had less body odour. His clothes were clean and his hair kempt. He did not have a childlike or regressed tone of voice. His range of emotional expression was improved and he was able to laugh at himself at

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times. He again showed anxiety and shame when discussing e-mails that he had written to journalists and while I reviewed personality traits related to socially unacceptable behaviour and attention seeking. His speech was organized.

When I saw Mr. Magnotta on May 29th 2013, he had visibly gained weight and expressed happiness at this. His emotional expression was blunted and he appeared mildly somnolent, which he associated with his medication. He displayed the same concreteness and difficulty identifying his emotions from previous encounters. He still had a tendency to somaticize (focus discussion on physical rather than emotional symptoms). His responses to questions were thoughtful. He continued to show evidence of persecutory thinking with regards to others in the jail, but he did not appear to be hallucinating during the interview even though he expressed that he was still having auditory hallucinations at times. He was not able to tell how many different voices he was experiencing but they were similar to ones he'd heard in the past (they mumbled and laughed at him). He was not hearing commands or insults from them. He felt agitated while hearing them and worried that people knew what he was thinking and he would therefore be arbitrarily "put in the suicide room." He put a blanket over the window in his room because of his perception that people stared into his room, "like I'm a freak show." He had been washing himself with a towel only for the last 8 months, avoiding the shower due to fears of being raped.

By September 12th 2013 Mr. Magnotta had gained a significant amount of weight. His emotional expression continued to be blunted. Although he reported experiencing less anxiety at the end of this interview than at the beginning, this was not observable, as his demeanour remained the same. He expressed no suicidal or homicidal thinking throughout our interviews.

Although Mr. Magnotta stated on occasion during our interviews that he believes he suffers from schizophrenia, he demonstrated a superficial and at times poor appreciation and understanding, of his psychotic states. He appeared embarrassed when admitting that he experienced psychosis and at times minimised past symptoms. In February 2013, when repeating that he could not understand why he could not remember much of what he had done to Mr. Lin, he expressed fear that a mental state leading to such behaviour could arise again in the future. On May 29th 2013, Mr. Magnotta talked more openly about needing psychiatric treatment so as to not repeat any violent behaviour again. When asked, he stated that he had heard voices distracting him during our previous interviews (whispering) and it felt at the time like ideas were being put in his head by outside forces.

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DIAGNOSTIC IMPRESSION

1. Schizophrenia, Undifferentiated Type, Episodic With Inter-episode Residual Symptoms

This diagnosis is based on Mr. Magnotta's clear and well-documented history of suffering from delusions, hallucinations, disorganized speech, and prominent negative symptoms such as affective flattening (diminished emotional expression). Mr. Magnotta has suffered for many years from delusional beliefs that he was being followed, watched and that people were trying to harm or kill him. At times he has experienced thought broadcasting and feeling his mind and emotions were under external control. Throughout the course of his illness and particularly during his acute psychotic decompensations, Mr. Magnotta's delusions have been accompanied by auditory hallucinations of multiple individuals calling him names, making homophobic slurs and instructing him to either harm himself or harm others. These symptoms have caused significant social and occupational dysfunction since the onset of his illness in the late 1990's. For example, he was unable to work and was sufficiently impaired to obtain Ontario Disability Support Program payments for several years and was offered this several times by his doctors, even though he declined it at times. Mr. Magnotta himself described an inability to work due to poor concentration and anxiety stemming directly from his psychotic symptoms. Although Mr. Magnotta has had significant interpersonal difficulties in part due to personality traits that I will discuss below, his psychotic symptoms have significantly disrupted his interpersonal relationships (due to his suspiciousness, hallucinatory behaviour, odd speech and flattened emotional expression) and often led others to believe that he was odd. In addition, the partial insight that Mr. Magnotta has had into his illness and his symptoms over the years and knowledge of his father's experience with schizophrenia have contributed to his own fear of being stigmatized, labeled, shunned and abandoned. This has significantly impacted his social and interpersonal awkwardness over the years.

The specifier *Undifferentiated Type* refers to the fact that Mr. Magnotta suffers from a form of schizophrenia with neither positive symptoms (delusions and hallucinations) nor negative symptoms (affective flattening) predominating consistently over time. These symptoms have been present and have coexisted in relatively equal intensities, particularly since his arrest in early June 2012 and throughout the period of evaluation until the current time. He does not meet criteria for either the paranoid, disorganised or catatonic type. The course of his illness

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appears to have been episodic over time, with ongoing positive symptoms in between his more acute psychotic breaks. He continues to have symptoms that are resistant to antipsychotic medications.

2. Histrionic Personality Disorder

This diagnosis is based on Mr. Magnotta's pervasive pattern of attention seeking behaviour since his late teens and this pattern is present in a variety of contexts, for example with family, acquaintances, and online. During my interviews with him, he endorsed having almost all of the traits of this disorder. He has been uncomfortable in situations where he was not the center of attention, particularly on the Internet and with family. He often had a seductive and provocative interactional style, most specifically when not acutely psychotic. He has used his physical appearance to draw attention to himself, although caution is warranted with regards to this characteristic due to his work as an escort. He has shown theatricality and self-dramatization at times. He is suggestible and easily influenced by others or circumstances and considers relationships to be more intimate than they actually are. Mr. Magnotta did not believe that he consistently had a style of speech that was excessively impressionistic or lacking in detail. It could be argued however, from videos of him online and from our interviews that there are some of these qualities to his style of communicating. He did not endorse having shifting or shallow emotions and I did not note this during my evaluations with him. Other documents indicate that this may have been present over time.

3. Borderline Personality Traits

Mr. Magnotta endorsed and his records confirm a pattern of instability in his interpersonal relationships and instability of his self-image, and impulsive behaviours ever since his early adulthood. He has long feared being abandoned, being alone, and has chronic feelings of emptiness. He would sometimes make frantic efforts to avoid being abandoned. However, documents available, content from our interviews and collateral sources indicate that he does not present the other core elements of this personality disorder: frequent suicidal gestures, threats or behaviours, affective instability, inappropriate anger or difficulty controlling anger, or a pattern of idealizing and devaluing people leading to unstable interpersonal relationships. Although he has had transient stress related to paranoia and dissociative like symptoms, these have been related to his primary diagnosis of schizophrenia. Some of his impulsive behaviour has also been strongly influenced by his paranoid beliefs.

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I considered whether or not Mr. Magnotta may suffer from Narcissistic Personality Disorder because he endorsed having been “conceited and into myself” in the past, wanting to “be something I wasn’t such as an actor or a model”, and has been preoccupied with fantasies of celebrity, power, and success. These preoccupations are more in keeping with Mr. Magnotta’s pervasive and severe low self-esteem and frantic attempts to be loved consistent with his Histrionic and Borderline traits rather than being the core interactional style of a narcissistic personality. Although his online persona may raise suspicions of him being narcissistically preoccupied, a review of his entire history, collateral information and medical records weaken this presumption. He does not have a pervasive lack of empathy, the need for admiration due to core beliefs of superiority or a sense of entitlement typical of this personality disorder. His sometimes-odd behaviours, arrogant attitudes, and his attempts to appear famous and special do not correspond with his day-to-day interactions with people in most contexts over the long term. For example, as a pervasive pattern one would have expected him to express such traits even since his arrest and this has clearly not been the case.

I considered whether Mr. Magnotta suffers from Antisocial Personality Disorder and do not make such a diagnosis. He has only been arrested or convicted of a crime once previously. Although he has lied, withheld information and used aliases over the years (including adopting “stage” names while escorting), this behaviour has not been primarily for personal profit, pleasure, or other material gains. Rather he falsified his identity at times in order to either boost his self-image or as he alleges, to “scare people”, due to years of abuse, humiliation, and an intense need to be recognized, loved and not feel alone or abandoned. His paranoia has also driven him to falsely represent himself. He has withheld information about his symptoms of mental illness due to fears of stigmatization and hospitalisation. At times he has denied responsibility for involvement with videos depicting animal abuse due to shame and fear of persecution in addition to fears of prosecution. Mr. Magnotta has not shown other antisocial personality traits.

4. Paraphilia Not Otherwise Specified

I make this diagnosis based on Mr. Magnotta’s report that he has been sexually excited by and has voluntarily engaged in sexual practices involving human feces. Although he does not have a preference for this behaviour, he has expressed significant embarrassment and distress related to it.

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I considered whether Mr. Magnotta suffers from other paraphilias. For example I considered whether he suffers from transvestic fetishism due to his self-reported cross-dressing behaviour in the past. I do not make this diagnosis because, although this behaviour began when he was young, it only appears to have continued into his adult life as a part of his escorting repertoire with clients or at the request of a former lover. It has not been a part or focus of his sexual fantasies or sexual behaviour with intimate partners for many years.

I also considered such paraphilic diagnoses as sexual sadism or sexual masochism due to Mr. Magnotta's admitting to enjoying sex involving being bound or humiliated by sex partners as well as having tied up sexual partners himself. I do not make a diagnosis of sexual sadism because there is no evidence that Mr. Magnotta has had fantasies of or has engaged in, non-consensual sex involving either harming, inflicting pain and suffering or humiliating sexual partners. The alleged offences are the only example of him behaving in a sexually degrading fashion or inflicting injury on another person with a potential sexual motive. However, he did not appear to be sexually aroused and reported having acute psychotic symptoms as a potential explanation for his behaviour at the time of these acts.

I also do not make a diagnosis of sexual masochism with regard to Mr. Magnotta. Even though he reports having fantasies of and having engaged in consensual masochistic sexual behaviours, he does not report significant distress at having such fantasies or behaviours. However, he has reported suffering significant sexually abuse, often in the form of forced sexual acts of a painful or humiliating nature with clients who did not respect ground rules of their sexual encounters. It is unclear if this could be evidence of impairment in social or occupational functioning in keeping with the meaning of this disorder.

I considered whether Mr. Magnotta might have suffered from Dissociative Amnesia due to his stated inability to remember important personal information and past behaviour of a traumatic and stressful nature, in particular his memories related to events in New York City and Montreal in 2010-2011 and the alleged offences. I also considered whether it is possible that Mr. Magnotta has exaggerated his memory loss regarding his actions at the time of the alleged offences, in particular the killing and dismemberment of Mr. Lin, the disposal of Mr. Lin's remains, the mailing of body parts, and his preparation to leave Canada on May 26th 2012. It is my opinion that his memory difficulties are not principally due to dissociative phenomenon (an altered state of consciousness caused by

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traumatic experience) and it is possible that he has over reported the true extent of his memory loss and actively avoids efforts to retrieve his memories. Factors favouring the possibility that Mr. Magnotta has experienced dissociative memory loss are the traumatic nature of the events as described by him and his emotional expression consistent with this during the evaluation process. Mr. Magnotta appeared genuinely distressed when asked about events and in particular those related to the alleged offences. His expressed disbelief that he could have been involved with such behaviours corresponded with his emotional state. At times, he would tremble, sigh heavily, and appeared unable to continue his account of events leading to the need for several interviews to cover all of the material.

However, on a few occasions during the evaluation process, Mr. Magnotta hesitated and admitted that he did not want to try and explore his memories due to fear of negative emotions that recovering his memories would cause him. He confirmed being motivated by an intense desire to avoid embarrassment and shame as he is particularly vulnerable to this given his existing low self-esteem and his current awareness of what he is accused of having done. These factors support the contention that his memory difficulties are at least in part, related to voluntary avoidance.

It is additionally possible that Mr. Magnotta's difficulties remembering traumatic events in New York City and during the alleged offences are related to his psychotic disorder. Individuals suffering from an acute and intense psychotic state frequently have difficulty remembering details of events or their behaviour during intense psychotic episodes. Delusional and/or disorganized thinking present during a psychotic episode is hypothesized to cause difficulties in attention and thus encoding of memories. Mr. Magnotta's broken memories could be consistent with this.

I considered whether or not Mr. Magnotta might have suffered from a Dissociative Fugue following the killing of Mr. Lin due to his description of having little memory of the events in Montreal after flying to Europe. I do not make such a diagnosis because he does not meet criteria for this disorder. Although, according to his account, he could not recall the events of May 24th to 26th 2012 during his flight to Paris and travels in Berlin, he showed no evidence of being confused about his personal identity once in Europe and did not assume a new identity. Although he used a fake name, he did not adopt a new persona inconsistent with his longstanding personality. His pattern of behaviours and understanding of himself aside from the events of May 24th to 26th remained unchanged.

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OPINION ABOUT POSSIBLE MALINGERING

I considered whether Mr. Magnotta has exaggerated or feigned symptoms, given his experience and knowledge of his psychiatric illness, in order to avoid criminal prosecution related to his current charges. It is my opinion with reasonable medical certainty that Mr. Magnotta has not done so. Although my initial impression of Mr. Magnotta upon meeting him in Berlin and having no knowledge of his past psychiatric history raised such suspicions, it has become clear through the analysis of his extensive psychiatric history, from observations of collateral sources, and from several months of direct interviews and observation of his mental state, that he suffers from a genuine psychotic illness. The episodic disorganized thinking and long standing flattened emotional expression (a negative symptom of schizophrenia) that he presents are symptoms difficult to and rarely feigned by individuals malingering mental illness. The fact that he has maintained such symptoms during his many months of regular observation by multiple individuals including forensically experienced psychiatrists makes it extremely unlikely that these symptoms are not genuine. The psychotic symptoms that he has described and that have been observed on mental status examinations since his arrest are consistent with symptoms that have previously been documented by multiple mental health professionals involved in his care spanning more than a decade. There is no evidence that he has previously exaggerated or invented symptoms in order to obtain support, for material gain or in order to avoid criminal charges.

Mr. Magnotta's description of his voices is consistent with true schizophrenic auditory hallucinations. The increasing and decreasing intensity and fluctuations of his symptoms, their worsening in response to stress, their improvement with antipsychotic medication and different coping mechanisms that he has used and described, are also consistent with individuals suffering from this illness. He has previously experienced command hallucinations and has come close to acting on them in the past.

Although my initial impression of Mr. Magnotta in Berlin was that he may have been thrusting forth his symptoms due in large part to my lack of knowledge of his well-documented serious psychotic illness, he has not shown such unsolicited behaviour during my evaluations of him. He did not appear to thrust forward psychotic symptoms as an explanation for his alleged offenses; in fact he has been very reticent to discuss his psychotic symptoms directly related to his alleged offenses. This is in keeping with the sense of shame and embarrassment of his actions and the emotional distress that such discussions bring him. His description of his emotional state during the material time in question is consistent with that of a person in a true psychotic state. Mr. Magnotta has

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shown limited insight into the psychotic nature of his beliefs when he is more acutely ill and he has made significant efforts over the years to minimize or hide his symptoms and schizophrenic illness from others due to fear of stigmatisation. Such behaviour is typical for individuals suffering from chronic psychotic illness.

OPINION REGARDING MR. MAGNOTTA'S CRIMINAL RESPONSIBILITY UNDER SECTION 16 OF THE CRIMINAL CODE OF CANADA

Mr. Magnotta's mental state on May 24th to 26th 2012

It is my opinion with reasonable medical certainty (on a balance of probabilities) that at the time of the alleged offenses, Mr. Magnotta was suffering from active and intense psychotic symptoms as the result of a decompensation of his chronic schizophrenia. The following are specific reasons that support my opinion:

1. Mr. Magnotta described experiencing an escalation of paranoid fear during the evening of May 24th 2012 leading up to Mr. Lin's killing. His description of these emotions is consistent with a genuine psychotic state of intensifying fear and confusion. This included pacing, feeling his mind was "racing fast", feeling overwhelmed and extremely scared. He felt like something or someone was controlling his body, like he was under a "spell." He became convinced that Mr. Lin was a government spy sent to poison and kill him.
2. Mr. Magnotta was observed to be in a florid psychotic state shortly after his June 4th 2012 arrest in Berlin by doctors, including a forensically experienced psychiatrist. He showed evidence of persecutory delusions (including believing he had been poisoned, that he was being filmed by a witch, thought broadcasting and feeling controlled by his hallucinations), hallucinations and negative symptoms typical of schizophrenia. He expressed and I observed many of these same symptoms when I met him on June 18th 2012.
3. Delusional statements made by Mr. Magnotta shortly after his arrest in the Berlin jail hospital correspond with the paranoid beliefs he reported experiencing from May 24th-26th 2012. For example, he told Dr. Barth that "Manny" told him that Stephen Harper "is evil." He reported hearing voices as if they were a radio in his head. He talked about having been poisoned.

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4. The content of Mr. Magnotta's letters included in all the mailings of Mr. Lin's body parts had an odd, illogical and paranoid flavour consistent with his beliefs involving the government. In one note he taunts the Prime Minister and his wife. Others insult the victim and tell him to die even though this has clearly already occurred. The relative of a former Prime Minister was chosen as a return address. The decision to send of Mr. Lin's body parts to schools in Vancouver is equally odd and in keeping with irrational psychotic thinking.
5. According to Mr. Magnotta's self report, he was experiencing multiple auditory hallucinations on the evening of May 24th and through May 26th 2012 and he specifically incorporated the suggestion that Mr. Lin was a government spy sent to kill him into his delusional beliefs. The following is a list of hallucinations he was experiencing at this time:
 - a. "Manny" calling him repeatedly, insulting and berating him and commanding him to perform various actions including obtaining boxes for the mailing of body parts, cleaning and disposal of body parts and other refuse from the scene.
 - b. A new voice imploring and badgering Mr. Magnotta to "kill him, he is an agent", to "cut it" and "stab it."
 - c. Many muffled voices talking to each other in his head. He also described them as "static", "like a radio." These symptoms alone are serious enough to support the diagnosis of schizophrenia.
6. It is well documented that Mr. Magnotta suffers from a chronic form of schizophrenia and has experienced residual paranoid symptoms, even during long periods when he was taking antipsychotic medications. These have typically included common schizophrenic persecutory themes such as believing he was being watched, followed and plotted against by others. The paranoid ideation and hallucinations he described experiencing at the material time, mirrors very closely the content and themes of his previously documented psychotic symptoms, particularly when he becomes more acutely ill due to absence of treatment with medication.
7. Mr. Magnotta was not receiving adequate psychiatric treatment for his schizophrenia in May 2012. He had not been taking an antipsychotic since late 2011.

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In reaching this opinion, I took into consideration the video evidence that shows no grossly disorganised or psychotic behaviour and Mr. Magnotta's purposeful-seeming comings and goings from his apartment during this time. He is seen to be preoccupied with his appearance in the lobby mirror, behaviour in keeping with his reported long-standing poor self-image. The dismemberment video posted online seems to show him going about his actions in a calm and unemotional fashion. The editing and posting of the video online, the clean-up of the killing, the mailing of body parts and his flight to Paris seem to support the hypothesis of him acting in a purposeful and deliberate fashion. However, Mr. Magnotta is known to suffer from a form of schizophrenia that does not prevent him from behaving and acting in a seemingly normal fashion even though he is actively delusional. It is also common amongst psychotic individuals who have killed in an acutely agitated state of their psychosis, to calm after their perceived persecutor has been neutralised. Being in an agitated and fearful state consistent with his delusions and hallucinations could explain why Mr. Magnotta didn't videotape the actual killing of Mr. Lin. After he was convinced that he had killed his would-be assassin, he would have experienced a calming of this intense fear.

In addition, Mr. Magnotta's medical records, observations of him shortly after his arrest and during the period of evaluation show that Mr. Magnotta has experienced significant negative symptoms over the years, for example reduced or flattening of his emotional expression. In keeping with such negative symptoms is the incongruence between his described internal emotional states and his external emotional expression. This can give observers of him the impression that there is an inconsistency between his described distress over persecutions and abuse that he has suffered and his outward appearance. Such symptoms are common for individuals suffering from negative symptoms of schizophrenia. The email attributed to Mr. Magnotta and written by "Alan Ford" accompanying the uploaded video of Mr. Lin's dismemberment shows no evidence of grossly disorganised thinking. It is consistent with Mr. Magnotta's presentation over the years in that while actively holding delusional ideas, he has not become significantly disorganised in his writings. This is also consistent with the form of schizophrenia from which he suffers.

Nature and quality of the act (Ability to appreciate the physical consequences of his acts or omissions)

It is my opinion with reasonable medical certainty that despite his psychotic symptoms from May 24th to 26th 2012, Mr. Magnotta was able to appreciate the nature and quality of his acts. The following is evidence of this opinion for each of his charges:

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First-degree murder of Mr. Jun Lin:

1. Mr. Magnotta heard and understood the meaning of voices telling him to kill Mr. Lin. He followed their instruction and the nature of injuries and extent of dismemberment indicate that he intended to physically cause Mr. Lin's death.
2. Mr Magnotta's stated attempt to place a cross made out of twigs marking Mr. Lin's head's "grave" indicate that he realised that the former was deceased.

Indignity to the body of Mr. Jun Lin and possession for the purpose of fabrication of obscene matter:

1. Mr. Magnotta was not suffering from any delusion, hallucination or belief that prevented him from appreciating that he was performing indignities to Mr. Lin's body through sexual acts and rituals that he performed and by dismembering him. He also did not have any beliefs that the video documenting this behaviour would not be interpreted as obscene by society.
2. Mr. Magnotta showed that he appreciated that having such video material would be seen to be obscene, disturbing and objectionable behaviour towards a body by the general public when he chose to upload the dismemberment video to an underground horror and gore website. It is also reasonable to presume such appreciation, given that he previously frequented such a site where one must acknowledge warnings about the nature of the content before accessing it and given his knowledge of the Internet generally.

Use of mails for transmitting anything obscene:

1. Contents of the letters accompanying the body parts indicate that Mr. Magnotta intended to cause fear in the people he intended to receive the packages. This suggests that he understood that they would perceive the mailings as disturbing, obscene and upsetting.
2. The use of misleading return-mailing addresses also indicates that Mr. Magnotta intended to avoid being traced as the sender. This suggests knowledge that due to the contents, the recipients would be upset at him.

Criminal harassment against Mr. Stephen Harper:

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The threatening and taunting tone in the notes addressed to Mr. Stephen Harper (and his wife) indicate that Mr. Magnotta intended to cause him fear or to feel harassed such that Mr. Harper would feel compelled to stop the government's persecutory machinations towards him.

In summary, it is my opinion with reasonable medical certainty that despite his active psychotic symptoms from May 24th to 26th 2012, Mr. Magnotta was able to appreciate the nature and quality of his acts.

Knowing wrongfulness (Ability to rationally apply knowledge of moral wrongfulness)

Of all the possible explanations for Mr. Magnotta's behaviour and conduct in this case, I have identified four principle motivations that may have driven his conduct and could provide insight into his ability to know the wrongfulness of his acts at the material time. These include: 1) psychotically-driven irrational behaviour towards Mr. Lin and Mr. Harper, 2) attention seeking behaviour designed to gain notoriety, 3) sexual motivation, and 4) rationally based anger/revenge. After consideration and weighing the merits of these theories and other possible motivations for his behaviour on May 24th to 26th 2012, it is my opinion that on a balance of probabilities, the first of these theories best explains Mr. Magnotta's behaviour on these dates. It is therefore my opinion with reasonable medical certainty, that because of his acutely psychotic state on May 24th to 26th 2012, Mr. Magnotta did not know that his acts were wrong.

I will discuss the principal points that could support the latter three theories and other evidence of possible knowledge of wrongfulness. I will then outline supporting arguments that convince me that Mr. Magnotta was not able to rationally apply his knowledge of wrongfulness for each of his charges.

Attention and notoriety seeking theory:

Due to the shocking nature of Mr. Lin's death and the partial information available to police and the public, largely gleaned from the internet, an initial theory of Mr. Magnotta's behaviour formed. Many publications, television shows and reports by the media based on incomplete information, seemed to portray Mr. Magnotta as a self-absorbed, attention-seeking narcissist who had coldly killed animals in the past in order to shock, seek notoriety and eventually anger and provoke animal rights groups. His large

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online presence, including his attempts to break into television acting, online rumours he started that he was connected to notorious killers or that he was dangerous, and his threats about escalating to killing humans, seem to support this notion. Adding to this particular theory of Mr. Magnotta's behaviour is his admission that he has previously invented stories online about himself, albeit, in a maladaptive attempt to scare off his persecutors. He admitted to being obsessed with his looks, his image and he desperately sought recognition due to his maladaptive personality traits and chronically low self-esteem. If his sister's allegation that he wrote her an email asking how she felt to be the "sister of a murderer" is accepted as fact, this would seem to further support such a maladaptive attempt to seek attention from a family member after the killing.

Additional points that could support this theory of Mr. Magnotta's behaviour are the provocative titles he chose for the online videos, the seemingly planned and carefully editing of the video of Mr. Lin's dismemberment and the shocking sexual acts and indignities performed to his body while not showing evidence of sexual arousal. Additionally, he is seen to be holding an electric rotating saw in his right hand in the video shot on May 18 or 19th 2012, implying perhaps that he was already staging some video ahead of time, or that he had previously thought of escalating to violence toward someone in the future. If the psychotic nature of his behaviours are ignored, the mailing of body parts and threats in his letters seem to indicate at face value, a planned attempt to seek fame as a notorious and dangerous killer who believed himself to be superior to others, including the police.

While examining this evidence, I considered the fact that Mr. Magnotta did not film the act of Mr. Lin's killing, the traumatic injury to his face or the decapitation or dismemberment as he was doing it. If his motivation was to cause a strong public reaction and garner fame, it does not make sense that he did not record and publish these actions.

Sexual motivation theory:

I have analysed whether it is possible that Mr. Magnotta's killing and dismemberment of Mr. Lin was due to a sexual motivation including sadistic (violence) or necrophilic urges (sexual acts with a corpse). Evidence for this includes the fact that Mr. Lin may have been tied up when he was killed (or was immediately afterwards) and the fact that multiple injuries were inflicted to his body after his death including cutting, stabbing, sodomy with a bottle and a knife, and dismemberment. Mr. Magnotta has already admitted to having paraphilic sexual interests and behaviours, and it is not uncommon for some people with paraphilias to have multiple types. However, although Mr. Magnotta performed sexual acts on the victim in the video, there is no evidence of his having an

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erection or being aroused sexually by this behaviour. He did not show any sexual arousal in videos of him killing animals in the past either. He described being disgusted by, and finding descriptions of his behaviour to the victim, highly distressing and unpleasant. He said that he has not had any sexual arousal related to this event or his killing of animals, after the fact. There is no evidence of him ever behaving in an aggressive, coercive or humiliating way to previous sex partners, or finding pleasure in their suffering. He has stated that he has never had any sadistic or necrophilic sexual fantasies in the past.

Rationally based anger/revenge theory:

I have also considered the possibility that Mr. Magnotta may have killed Mr. Lin after becoming angry with him based on his assertion that Mr. Lin performed rough anal sex on him and did not stop when asked to do so. I also considered this in the context of Mr. Magnotta's repeated sexual abuse during past romantic relationships and during his work as an escort. I considered whether, due to having never previously acted out his anger, he accumulated it over the years only to act it out against Mr. Lin. The acts of violence to Mr. Lin's body, in particular his simulated and actual sodomy (with a bottle) of Mr. Lin's body and the trauma inflicted (likely by a hammer) to Mr. Lin's face could be consistent with such a motive. However, this injury and others inflicted post-mortem to Mr. Lin could equally be explained by excessive psychotically-driven violence acted out by an individual in an irrational state. One should consider that although by their very existence violent in nature, Mr. Magnotta's acts did not appear on video to be carried out while he was behaving an agitated or hostile demeanour consistent with a primary anger motive.

Other evidence of knowledge of wrongfulness

Mr. Magnotta showed other behaviours that, if taken at surface value, seem to suggest that he knew what he had done was wrong. For example:

1. Mr. Magnotta may have attempted to evade detection after the killing and may have tried to prevent police from linking him to the crime. He changed his clothing often, wore a wig and taunted police that they would require dental records to identify Mr. Lin. However, Mr. Magnotta's changing of clothes and wearing a wig was in fact more in keeping with long-standing insecurity about his physical appearance and was not new behaviour. Mr. Magnotta made no attempt to hide his identity from the cameras in his building when he arrived with Mr. Lin on the evening of May 24th 2012. He didn't try to hide his identity during his other comings and goings in the next two days, including when he took Mr. Lin's torso out to the curb in a suitcase. Although he used an alias while travelling in Europe,

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this was behaviour that he previously adopted when meeting other men, especially in the context of casual sexual encounters and his work as an escort. As well, he made no attempt to hide his identity when he bought his return ticket to Paris under his legal name and when using his passport to go through airport security and customs. Although he removed the fingerprints from one of Mr. Lin's hands, he omitted to do the same to the second.

2. Mr. Magnotta hid Mr. Lin's head in a park and ran when he heard people approaching. He "did a religious ceremony" on Mr. Lin's head, saying "May God rest on your soul", suggesting remorse for a wrongful act. It is possible, when his crying and vomiting on the flight to Paris is considered as well, that Mr. Magnotta developed some appreciation and regret for his acts at about this time.

Psychotically-driven irrational behaviour theory

It is my opinion with reasonable medical certainty that due to Mr. Magnotta's acute psychosis, he did not know that his acts on May 24th to 26th 2012 were wrong. The following is evidence of this opinion for each of his charges:

First-degree murder of Mr. Jun Lin:

Mr. Magnotta experienced an acute escalation of paranoid fear after becoming delusionally convinced on the evening of May 24th 2012 that Mr. Lin government spy sent to kill him. These irrational beliefs developed from auditory hallucinations of an individual by the name of Manny, who berated and badgered Mr. Magnotta with rapidly increasing intensity and insinuated that Mr. Lin was dangerous government spy who was trying to poison him. According to Mr. Magnotta, he killed Mr. Lin after hearing a hallucinated voice repeatedly instruct him to "kill him, he is an agent."

Indignity to the body of Mr. Jun Lin and possession for the purpose of fabrication of obscene matter:

1. According to Mr. Magnotta, his behaviour towards Mr. Lin's body was due to him following the commands of a voice telling him to "stab it" and "cut it."
2. Mr. Magnotta described having the delusion of feeling as though an outside force was controlling him and like he was "under a spell" while he was dismembering

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Mr. Lin and videotaping his behaviour. He followed “Manny’s” commands to turn the video camera on and “put the body in the tub.”

Use of mails for transmitting anything obscene:

1. Mr. Magnotta’s motivation for mailing Mr. Lin’s hand and foot to political parties in Ottawa was in keeping with his delusional belief that the government was out to get him and his irrational belief that this was a good way to scare them into leaving him alone. The notes Mr. Magnotta addressed to the recipients of the body parts are consistent with his delusion that the government was persecuting him. They showed paranoid and irrational thinking when he insinuated that the Prime Minister and his wife would “know who this is. They fucked up big time??” and when he added the comment that there was “lots to hide!” The fact that he addressed one package to the Liberal Party of Canada with a note cryptically making reference to a Conservative Prime Minister’s wife also supports the irrational thinking of the notes.
2. Mr. Magnotta’s choice of return senders was consistent with his paranoia. He chose either persons related to government figures or people related to Karla Homolka. He told me that he had previously invented stories linking himself to her in an attempt to scare his perceived persecutors.
3. Mr. Magnotta indicated that he had been following auditory hallucinations of “Manny” commanding him to buy boxes to mail the body parts and notes. Mr. Magnotta has consistently described that he often initially resisted, only to eventually follow, “Manny’s” suggestions and orders.

Criminal harassment against Mr. Stephen Harper:

As mentioned above, Mr. Magnotta was motivated by the delusional belief that Mr. Stephen Harper and the government were plotting to kill him when he sent threatening letters to Ottawa along with a severed hand and foot. This behaviour is in keeping with an irrational and psychotic belief that the mailings would convince the government to stop their threats to Mr. Magnotta’s life.

In summary, it is my opinion with reasonable medical certainty that due to his acute psychotic symptoms of schizophrenia from May 24th to 26th 2012, Mr. Magnotta did not know that his acts were wrong.

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Sincerely,

A handwritten signature in black ink, appearing to read 'J. Watts', with a long horizontal flourish extending to the right.

Joel Watts, M.D., F.R.C.P.(C), D.A.B.P.N (Forensics)
Psychiatrist

February 18th 2014**Timeline of Important Events**

Date	LRM's age	Event
July 24 th 1982		Luka Rocco Magnotta (LRM) is born in Scarborough, Ontario
1992-1993	10-11 yo	LRM enrolled in school for the first time, in grade 6
1994	12 yo	Don Newman and Anna Yourkin (LRM's parents) separate; Mr. Newman becomes acutely ill with schizophrenia approximately at this time
1999	17 yo	LRM abandons high school in grade 12; First psychiatric hospital admission and treatment due to psychosis
2001	18 yo	LRM diagnosed with schizophrenia; Obtains disability support payments; Admitted to Harrison House (psychiatric group home)
Early 2000's- May 2012	early 20's - 29 yo	LRM begins to work in the sex trade, first as a stripper, then an escort
2003 or 2004	21 or 22 yo	LRM convicted of fraud
2003-2008	21-26 yo	LRM followed and treated by Dr. Sooriabalan as an outpatient with antipsychotics; partial adherence to treatments
2007	25 yo	First story linking LRM to Karla Homolka appears online
October 2009- May 2010	27 yo	LRM followed and treated by Dr. Weinstein as an outpatient with antipsychotics
2010	27 yo	LRM moves to New York City; no regular psychiatric follow up or treatment
December 2010	28 yo	LRM contacts lawyer Romeo Salta in NYC re abuse by "Manny"; Video showing LRM suffocating kittens is made and posted online
January 2011	28 yo	LRM admitted to hospital in Miami Beach; Complains to police about having been drugged and abducted by "Manny"; LRM contacts lawyer Craig Penny about abuses by "Manny"
Early 2011	28 yo	LRM moves back to Toronto
Spring 2011	28 yo	LRM moves to Montreal; obtains disability funding but no prescription for his antipsychotic medication

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July 2011	29 yo	LRM moves apartments in Montreal; Begins seeking companionship and sexual contacts online (above and beyond escorting); Takes leftover antipsychotic infrequently
Fall 2011	29 yo	LRM runs out of leftover antipsychotic but still has Temazepam; LRM adopts two cats and later agrees to house sit an acquaintance's python; LRM bothered by contacts with "Manny" Videos of python eating a cat and the drowning of a cat made and posted online
December 2011	29 yo	LRM travels to London, England; Interview with journalist Alex West; Email sent by LRM to Mr. West under the name "John Kilbride", threatening escalation of killing to humans
February 2012	29 yo	LRM moves to 5720 rue Decarie apt 208
March 2012	29 yo	LRM begins corresponding with "Chris" in Paris; They discuss plans for LRM to move there on June 4 th 2012
April 17 th 2012	29 yo	LRM sees a psychiatrist at Montreal Jewish General Hospital
May 2012	29 yo	LRM adopts a black and white puppy; "Manny" contacts LRM again
May 18-19 th 2012	29 yo	LRM has sexual encounter with a Columbian man he met online; LRM seen guiding drowsy man out of the apartment building on May 19 th
May 24 th 2012	29 yo	LRM meets Jun Lin in the evening and they return to LRM's apartment
May 24 th -26 th 2012	29 yo	Jun Lin is killed and dismembered by LRM who films some of the events; LRM cleans up apartment 208, disposes of Jun Lin's body parts, dead puppy and items belonging to both; Video is uploaded to the internet along with email announcing the video under the name Alan Ford on May 25 th ; Packages containing threatening notes and Jun Lin's hands and feet prepared and mailed; LRM exchanges dollars for Euros;

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May 26 th 2012	29 yo	LRM takes Jun Lin's head to Parc Agrignon in the early morning; LRM leaves 5720 Decarie for the airport at 17:14; Buys a return ticket to Paris for that evening under his legal name; Crosses security and customs using passport in his legal name
May 27 th – 31 st 2012	29 yo	LRM spends one night with Jean-Robert Christophe in Paris; Stays in a hotel following this
May 31 st 2012	29 yo	LRM leaves France for Berlin by bus; LRM housed by Rubert Franz
June 4 th 2012	29 yo	LRM arrested in an internet café in Berlin while viewing news stories about himself
June 5 th 2012	29 yo	LRM assessed by a physician in jail and felt to need psychiatric treatment
June 11 th 2012	29 yo	LRM assessed by Dr. Barth and diagnosed as being in an acutely psychotic state needing immediate antipsychotic treatment
June 18 th 2012	29 yo	LRM extradited to Canada